

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:14-cv-00403-RDM**

SAI v. TRANSPORTATION SECURITY ADMINISTRATION

Assigned to: Judge Randolph D. Moss

Demand: \$3,000

Case: 1:14-cv-01876-RDM

Case in other court: USCA, 16-05004

Cause: 05:552 Freedom of Information Act

Date Filed: 03/13/2014

Jury Demand: None

Nature of Suit: 895 Freedom of

Information Act

Jurisdiction: U.S. Government Defendant

Plaintiff**SAI**

500 Westover Dr # 4514

Sanford, NC 27330

(510) 394-4724

represented by **Jeffrey T. Green**

SIDLEY AUSTIN LLP

1501 K Street, NW

Washington, DC 20005

(202) 736-8291

Fax: (202) 736-8711

Email: jgreen@sidley.com**LEAD ATTORNEY****ATTORNEY TO BE NOTICED**

V.

Defendant**TRANSPORTATION SECURITY
ADMINISTRATION****(TSA)**represented by **Johnny Hillary Walker , III**U.S. ATTORNEY'S OFFICE FOR THE
DISTRICT OF COLUMBIA

555 Fourth Street, NW

Washington, DC 20530

(202) 252-2575

Fax: (202) 252-2599

Email: johnny.walker@usdoj.gov**LEAD ATTORNEY****ATTORNEY TO BE NOTICED****Jeremy S. Simon**U.S. ATTORNEY'S OFFICE FOR THE
DISTRICT OF COLUMBIA

555 Fourth Street, NW

Washington, DC 20530

(202) 252-2528

Fax: (202) 252-2599

Email: jeremy.simon@usdoj.gov**TERMINATED: 02/16/2016****William Mark Nebeker**U.S. ATTORNEY'S OFFICE FOR THE
DISTRICT OF COLUMBIA

555 Fourth Street, NW

Washington, DC 20530

(202) 252-2536

Fax: (202) 252-2599

Email: mark.nebeker@usdoj.gov**TERMINATED: 02/16/2016**

| Date Filed | # | Docket Text |
|------------|---|-------------|
|------------|---|-------------|

| | | |
|------------|-----------|---|
| 03/13/2014 | <u>1</u> | PLAINTIFF'S EX PARTE Notice of Filing Fee Surety by SAI. (md,) (Entered: 03/13/2014) |
| 03/13/2014 | <u>2</u> | MOTION for Leave to File Motion to Proceed in forma pauperis and Appointment of Attorney Ex Parte Under Seal by SAI. (md,) "LEAVE TO FILE GRANTED". (Entered: 03/13/2014) |
| 03/13/2014 | <u>3</u> | MOTION for Acceptance of P.O. Box as Official Address by SAI. (md,) (Entered: 03/13/2014) |
| 03/13/2014 | <u>4</u> | ORDERED that the motion <u>3</u> for leave to file the complaint using a post office box address be, and hereby is, GRANTED; ORDERED that by April 5, 2014 Sai provide the court with an update on his permanent address, unless his motion for a CM/ECF password is granted. Signed by Chief Judge Richard W. Roberts on 3/12/2014. (md,) (Entered: 03/13/2014) |
| 03/13/2014 | <u>5</u> | COMPLAINT against TRANSPORTATION SECURITY ADMINISTRATION (Filing Fee: Paid, \$ 400, Receipt No. 4616062663) filed by SAI. (Attachments: # <u>1</u> Civil Cover Sheet)(md,) (Entered: 03/13/2014) |
| 03/13/2014 | <u>6</u> | MOTION for CM/ECF User Name and Password by SAI. (md,) (Entered: 03/13/2014) |
| 03/13/2014 | | FIAT ORDER DENYING WITHOUT PREJUDICE <u>2</u> plaintiff's Motion for Leave to Proceed in forma pauperis and for Appointment of Counsel. Signed by Judge Emmet G. Sullivan on 1/30/2014. (md,) (Entered: 03/13/2014) |
| 03/13/2014 | | LEAVE TO FILE DENIED– EX PARTE UNDER SEAL This document is unavailable as the Court denied its filing. Signed by Judge Emmet G. Sullivan on 2/18/2014. (md,) (Entered: 03/13/2014) |
| 03/13/2014 | <u>7</u> | REQUEST to Clerk to File Summons by SAI. (md,) (Entered: 03/19/2014) |
| 03/14/2014 | | Set/Reset Deadlines: By 4/5/2014, SAI to provide court with update on his permanent address unless his motion for CM/ECF password is granted. (zmm,) (Entered: 03/14/2014) |
| 03/17/2014 | | SUMMONS (3) ISSUED as to TRANSPORTATION SECURITY ADMINISTRATION, U.S. Attorney and U.S. Attorney General. (md,) (Entered: 03/18/2014) |
| 04/07/2014 | | MINUTE ORDER granting <u>6</u> plaintiff's Motion for CM/ECF Password. Signed by Judge Ellen S. Huvelle on April 7, 2014. (AG) (Entered: 04/07/2014) |
| 04/16/2014 | <u>8</u> | MOTION to Expedite by SAI (SAI,) (Entered: 04/16/2014) |
| 04/16/2014 | <u>9</u> | MOTION for Leave to File <i>Amended Complaint</i> by SAI (SAI,) (Entered: 04/16/2014) |
| 04/16/2014 | | MINUTE ORDER granting <u>9</u> Motion for Leave to File Amended Complaint. Pursuant to Federal Rule of Civil Procedure 15(a)(1)(b), plaintiff may amend his complaint once as a matter of right up until 21 days after the filing of a responsive pleading or motion. Signed by Judge Ellen S. Huvelle on April 16, 2014. (AG) (Entered: 04/16/2014) |
| 04/17/2014 | | MINUTE ORDER denying without prejudice <u>8</u> plaintiff's Motion to Expedite pending proof that plaintiff has served defendant with a copy of the summons and complaint pursuant to Rule 4 of the Federal Rules of Civil Procedure. Signed by Judge Ellen S. Huvelle on April 17, 2014. (AG) (Entered: 04/17/2014) |
| 04/18/2014 | <u>10</u> | SUPPLEMENTAL MEMORANDUM to re <u>8</u> MOTION to Expedite filed by SAI. (SAI,) (Entered: 04/18/2014) |
| 04/18/2014 | <u>11</u> | NOTICE of Change of Address by SAI (SAI,) (Entered: 04/18/2014) |
| 04/24/2014 | <u>12</u> | CERTIFICATE OF SERVICE by SAI re <u>5</u> Complaint , <u>8</u> , <u>9</u> , and <u>11</u> . (SAI,) (Entered: 04/24/2014) |
| 05/28/2014 | <u>13</u> | NOTICE of Appearance by Jeremy S. Simon on behalf of TRANSPORTATION SECURITY ADMINISTRATION (Simon, Jeremy) (Entered: 05/28/2014) |

| | | |
|------------|-----------|--|
| 05/28/2014 | <u>14</u> | MOTION for Extension of Time to <i>Answer or Otherwise Respond to Complaint</i> by TRANSPORTATION SECURITY ADMINISTRATION (Attachments: # <u>1</u> Proposed Order)(Simon, Jeremy) (Entered: 05/28/2014) |
| 05/28/2014 | <u>15</u> | RESPONSE re <u>14</u> MOTION for Extension of Time to <i>Answer or Otherwise Respond to Complaint</i> filed by SAI. (Attachments: # <u>1</u> Supplement Email to AUSA Simon)(SAI,) (Entered: 05/28/2014) |
| 05/29/2014 | <u>16</u> | REPLY to opposition to motion re <u>14</u> MOTION for Extension of Time to <i>Answer or Otherwise Respond to Complaint</i> filed by TRANSPORTATION SECURITY ADMINISTRATION. (Simon, Jeremy) (Entered: 05/29/2014) |
| 06/09/2014 | <u>17</u> | ORDER granting <u>14</u> Motion for Extension of Time to Answer. Defendant's answer is due by July 10, 2014, unless plaintiff moves before July 1, 2014, for leave to amend or to supplement his complaint. See order for details. Signed by Judge Ellen S. Huvelle on June 9, 2014. (AG) (Entered: 06/09/2014) |
| 06/09/2014 | | MINUTE ORDER re April 16, 2014 Minute Order: For the reasons stated in the Order granting defendant's motion for extension of time to answer (ECF No. <u>17</u>), it is hereby ORDERED that the sentence in the April 16, 2014 Minute Order that reads "Pursuant to Federal Rule of Civil Procedure 15(a)(1)(B), plaintiff may amend his complaint once as a matter of right up until 21 days after the filing of a responsive pleading or motion" is STRICKEN. Signed by Judge Ellen S. Huvelle on June 9, 2014. (AG) (Entered: 06/09/2014) |
| 06/10/2014 | | Set/Reset Deadlines: Answer due by 7/10/2014. (zmm,) (Entered: 06/10/2014) |
| 06/15/2014 | <u>18</u> | MOTION for Preliminary Injunction , MOTION for Temporary Restraining Order , MOTION to Expedite <i>per LCvR 65.1(d)</i> by SAI (Attachments: # <u>1</u> Statement of Facts Statement of facts as to which there is no genuine issue)(SAI,) (Entered: 06/15/2014) |
| 06/16/2014 | <u>19</u> | Consent MOTION to Amend/Correct <u>18</u> MOTION for Preliminary Injunction MOTION for Temporary Restraining Order MOTION to Expedite <i>per LCvR 65.1(d) to withdraw TRO portion</i> by SAI (Attachments: # <u>1</u> Supplement Corrected motion for preliminary injunction)(SAI,) (Entered: 06/16/2014) |
| 06/16/2014 | | MINUTE ORDER granting plaintiff's <u>19</u> consent motion to amend/correct plaintiff's <u>18</u> motion for a preliminary injunction, temporary restraining order, and to expedite, denying plaintiff's <u>18</u> initial motion as moot, and setting a briefing schedule. Plaintiff's consent motion to amend <u>19</u> is hereby GRANTED and plaintiff's initial motion <u>18</u> is DENIED WITHOUT PREJUDICE AS MOOT. The Clerk is instructed to docket the attachment to plaintiff's <u>19</u> consent motion as a separate Motion for a Preliminary Injunction. It is further ORDERED that defendant's opposition to plaintiff's motion for a preliminary injunction is due on June 25, 2014; plaintiff's reply is due July 2, 2014. Signed by Judge James E. Boasberg on June 16, 2014.(lcesh1) (Entered: 06/16/2014) |
| 06/16/2014 | <u>20</u> | MOTION for Preliminary Injunction by SAI (jf,) (Entered: 06/16/2014) |
| 06/17/2014 | <u>21</u> | MOTION for Leave to File <i>amended complaint</i> , MOTION to Amend/Correct <u>5</u> Complaint by SAI (Attachments: # <u>1</u> Amended complaint)(SAI,) (Entered: 06/17/2014) |
| 06/17/2014 | <u>22</u> | MOTION to Expedite , MOTION to Amend/Correct <u>10</u> Supplemental Memorandum by SAI (SAI,) (Entered: 06/17/2014) |
| 06/17/2014 | <u>23</u> | Emergency MOTION to Issue Summons by SAI (SAI,) (Entered: 06/17/2014) |
| 06/17/2014 | | MINUTE ORDER denying without prejudice plaintiff's <u>23</u> Motion to Issue Summons. It is HEREBY ORDERED that plaintiff's <u>23</u> emergency motion to issue a summons is DENIED WITHOUT PREJUDICE pending the Court's ruling on plaintiff's <u>21</u> motion for leave to file an amended complaint. Signed by Judge James E. Boasberg as Motions Judge on behalf of Judge Ellen Segal Huvelle on June 17, 2014. (lcesh1) (Entered: 06/17/2014) |
| 06/17/2014 | <u>24</u> | CERTIFICATE OF SERVICE by SAI re <u>21</u> MOTION for Leave to File <i>amended complaint</i> MOTION to Amend/Correct <u>5</u> Complaint <i>re [21-1]</i> . (SAI,) (Entered: 06/17/2014) |

| | | |
|------------|-----------|---|
| 06/17/2014 | <u>25</u> | MEMORANDUM re <u>24</u> Certificate of Service filed by SAI, Order on Motion to Issue Summons, <u>23</u> Emergency MOTION to Issue Summons filed by SAI by SAI. (SAI,) (Entered: 06/17/2014) |
| 06/18/2014 | <u>26</u> | MOTION for Protective Order by TRANSPORTATION SECURITY ADMINISTRATION (Attachments: # <u>1</u> Proposed Order, # <u>2</u> Plaintiff's First Request for Admission and Interrogatory)(Simon, Jeremy) (Entered: 06/18/2014) |
| 06/20/2014 | | Set/Reset Deadlines: Response to plaintiff's motion for preliminary injunction due by 6/25/2014 Reply due by 7/2/2014. (zmm,) (Entered: 06/20/2014) |
| 06/25/2014 | <u>27</u> | Memorandum in opposition to re <u>20</u> MOTION for Preliminary Injunction filed by TRANSPORTATION SECURITY ADMINISTRATION. (Attachments: # <u>1</u> Declaration of Amanda Deplitch, # <u>2</u> Proposed Order)(Simon, Jeremy) (Entered: 06/25/2014) |
| 06/26/2014 | <u>28</u> | MOTION to Compel <i>production of documents</i> , MOTION to Expedite <i>this motion</i> , MOTION for Discovery by SAI (Attachments: # <u>1</u> Request for production of documents, # <u>2</u> Exhibit Exhibit 1: 2013-03-16 - 2013-04-01 FOIA request for TSA policies & procedures.pdf, # <u>3</u> Exhibit Exhibit 2: 2013-01-26 - 2014-01-06 Correspondence re TSA grievances.pdf)(SAI,) (Entered: 06/26/2014) |
| 06/29/2014 | <u>29</u> | RESPONSE re <u>26</u> MOTION for Protective Order , filed by SAI. (Attachments: # <u>1</u> Exhibit 2014-06-23 - 2014-06-29 Email conversation with AUSA Simon re RFA)(SAI,) (Entered: 06/29/2014) |
| 06/29/2014 | <u>30</u> | Cross MOTION to Compel, MOTION for Sanctions by SAI. (See Docket Entry <u>29</u> to view document) (jf,) Modified on 7/1/2014 (gt,). (Entered: 06/30/2014) |
| 07/02/2014 | <u>31</u> | REPLY to opposition to motion re <u>20</u> MOTION for Preliminary Injunction, <u>18</u> MOTION for Preliminary Injunction MOTION for Temporary Restraining Order MOTION to Expedite <i>per LCvR 65.1(d)</i> , and <i>Motion for imposition of sanctions</i> filed by SAI. (Attachments: # <u>1</u> Exhibit 2013-11-23 FOIA acknowledgment)(SAI,) (Entered: 07/02/2014) |
| 07/02/2014 | <u>32</u> | MOTION for Sanctions by SAI. (See Docket Entry <u>31</u> to view document) (jf,) (Entered: 07/03/2014) |
| 07/06/2014 | <u>33</u> | MOTION for Leave to File <i>Supplement to Reply <u>31</u> to TSA opposition <u>27</u> to preliminary injunction <u>20</u></i> by SAI (Attachments: # <u>1</u> Supplement Supplement to Reply to TSA opposition to preliminary injunction, # <u>2</u> Exhibit Statement of Adam Bliss, # <u>3</u> Exhibit Statement of Caleb Lanik, # <u>4</u> Exhibit Statement of Douglas Cantrell, # <u>5</u> Exhibit Statement of John Doe, # <u>6</u> Exhibit Statement of Lorrin Nelson, # <u>7</u> Exhibit Statement of Nick Staddon & Sandy Hall)(SAI,) (Entered: 07/06/2014) |
| 07/07/2014 | <u>34</u> | MEMORANDUM OPINION. Signed by Judge Ellen S. Huvelle on July 7, 2014. (lcesh1) (Entered: 07/07/2014) |
| 07/07/2014 | <u>35</u> | ORDER denying <u>20</u> plaintiff's Motion for Preliminary Injunction, denying <u>32</u> plaintiff's Motion for Sanctions, and denying <u>33</u> plaintiff's Motion for Leave to File a Supplement to his Reply Brief, for the reasons stated in the accompanying <u>34</u> Memorandum Opinion. Signed by Judge Ellen S. Huvelle on July 7, 2014. (lcesh1) (Entered: 07/07/2014) |
| 07/07/2014 | <u>36</u> | Memorandum in opposition to re <u>21</u> MOTION for Leave to File <i>amended complaint</i> MOTION to Amend/Correct <u>5</u> Complaint filed by TRANSPORTATION SECURITY ADMINISTRATION. (Attachments: # <u>1</u> Proposed Order, # <u>2</u> Exhibits 1 to 4)(Simon, Jeremy) (Entered: 07/07/2014) |
| 07/07/2014 | <u>37</u> | Memorandum in opposition to re <u>22</u> MOTION to Expedite MOTION to Amend/Correct <u>10</u> Supplemental Memorandum filed by TRANSPORTATION SECURITY ADMINISTRATION. (Attachments: # <u>1</u> Proposed Order)(Simon, Jeremy) (Entered: 07/07/2014) |
| 07/10/2014 | <u>38</u> | MOTION for Reconsideration re <u>34</u> Memorandum & Opinion, <u>31</u> Reply to opposition to Motion, <u>35</u> Order on Motion for Sanctions, Order on Motion for Leave to File, Order on Motion for Preliminary Injunction,,, <i>to reconsider motion for sanctions</i> by SAI (SAI,) (Entered: 07/10/2014) |

| | | |
|------------|-----------|---|
| 07/10/2014 | <u>39</u> | REPLY to opposition to motion re <u>26</u> MOTION for Protective Order filed by TRANSPORTATION SECURITY ADMINISTRATION. (Simon, Jeremy) (Entered: 07/10/2014) |
| 07/10/2014 | <u>40</u> | Memorandum in opposition to re 30 MOTION to Compel MOTION for Sanctions, <u>28</u> MOTION to Compel <i>production of documents</i> MOTION to Expedite <i>this motion</i> for Discovery filed by TRANSPORTATION SECURITY ADMINISTRATION. (Attachments: # <u>1</u> Proposed Order)(Simon, Jeremy) (Entered: 07/10/2014) |
| 07/15/2014 | <u>41</u> | REPLY to opposition to motion re <u>21</u> MOTION for Leave to File <i>amended complaint</i> MOTION to Amend/Correct <u>5</u> Complaint filed by SAI. (Attachments: # <u>1</u> Exhibit 1 – 2013–02–15 – 2013–02–28 Email correspondence re FOIA request 13–0375, # <u>2</u> Exhibit 2 – 2013–02–20 FOIA new number TSA13–0414, # <u>3</u> Exhibit 3 – 2014–02–12 FOIA 2014–TSPA–00188, # <u>4</u> Exhibit 4 – 2014–02–12 FOIA 2014–TSPA–00189, # <u>5</u> Exhibit 5 – 2013–01–26 – 2013–03–07 Grievance for TSA agent actions on January 21st, # <u>6</u> Exhibit 6 – 2013–02–12 Massport public records request response – Attachment – Public Record response to Sai, # <u>7</u> Exhibit 7 – 2013–03–19 – 2013–03–21 SFO response to Request for Documents, # <u>8</u> Exhibit 8 – 2013–04–01 – 2013–04–04 SFO response to FOIA, # <u>9</u> Exhibit 9 – 2013–04–12 SFO ADA Complaint – Attachment – Video 1, # <u>10</u> Exhibit 10 – 2013–04–12 SFO ADA Complaint – Attachment – Video 2)(SAI,) (Entered: 07/15/2014) |
| 07/18/2014 | <u>42</u> | MEMORANDUM OPINION AND ORDER denying <u>22</u> plaintiff's Motion to Expedite. Signed by Judge Ellen S. Huvelle on July 18, 2014. (lcesh1) (Entered: 07/18/2014) |
| 07/22/2014 | <u>43</u> | MEMORANDUM OPINION AND ORDER granting <u>26</u> defendant's motion for Protective Order and denying 30 plaintiff's cross-motion to compel. No discovery shall be conducted in this case until and unless ordered by the Court. Signed by Judge Ellen S. Huvelle on July 22, 2014. (lcesh1) (Entered: 07/22/2014) |
| 07/22/2014 | <u>44</u> | ORDER denying 30 plaintiff's motion for sanctions. Signed by Judge Ellen S. Huvelle on July 22, 2014. (lcesh1) (Entered: 07/22/2014) |
| 07/28/2014 | <u>45</u> | Memorandum in opposition to re <u>38</u> MOTION for Reconsideration re <u>34</u> Memorandum & Opinion, <u>31</u> Reply to opposition to Motion, <u>35</u> Order on Motion for Sanctions, Order on Motion for Leave to File, Order on Motion for Preliminary Injunction,,, <i>to reconsider motion for sancti filed by TRANSPORTATION SECURITY ADMINISTRATION</i> . (Attachments: # <u>1</u> Proposed Order)(Simon, Jeremy) (Entered: 07/28/2014) |
| 07/29/2014 | <u>46</u> | REPLY to opposition to motion re <u>2</u> MOTION for Leave to Proceed in forma pauperis, <u>38</u> MOTION for Reconsideration re <u>34</u> Memorandum & Opinion, <u>31</u> Reply to opposition to Motion, <u>35</u> Order on Motion for Sanctions, Order on Motion for Leave to File, Order on Motion for Preliminary Injunction,,, <i>to reconsider motion for sancti ons filed by SAI</i> . (Attachments: # <u>1</u> Exhibit 1 – 2013–03–25 tsa foia response – sfo incident, # <u>2</u> Exhibit 2 – 2013–03–25 tsa foia response – policies & procedures, # <u>3</u> Exhibit 3 – 2013–03–16 FOIA request for TSA policies & procedures – Attachment)(SAI,) (Entered: 07/29/2014) |
| 07/31/2014 | <u>47</u> | MEMORANDUM OPINION AND ORDER denying <u>38</u> Plaintiff's Motion for Reconsideration. Signed by Judge Ellen S. Huvelle on July 31, 2014. (lcesh1) (Entered: 07/31/2014) |
| 07/31/2014 | <u>48</u> | MEMORANDUM OPINION AND ORDER denying <u>28</u> Plaintiff's Motion to Compel. Signed by Judge Ellen S. Huvelle on July 31, 2014. (lcesh1) (Entered: 07/31/2014) |
| 08/01/2014 | <u>49</u> | MEMORANDUM OPINION AND ORDER denying <u>21</u> plaintiff's Motion for Leave to File and Amended Complaint. Signed by Judge Ellen S. Huvelle on August 1, 2014. (lcesh1) (Entered: 08/01/2014) |
| 08/04/2014 | | Set/Reset Deadlines: Answer due by 4/11/2014. (zmm,) (Entered: 08/04/2014) |
| 08/07/2014 | <u>50</u> | MOTION for Reconsideration re <u>49</u> Order on Motion for Leave to File, Order on Motion to Amend/Correct <i>Complaint</i> , MOTION to Clarify <i>Order</i> <u>49</u> by SAI (SAI,) (Entered: 08/07/2014) |

| | | |
|------------|-----------|--|
| 08/08/2014 | <u>51</u> | MOTION to Strike <u>5</u> Complaint <i>and to Dismiss in Part</i> by TRANSPORTATION SECURITY ADMINISTRATION (Attachments: # <u>1</u> Addendum, # <u>2</u> Proposed Order)(Simon, Jeremy). Added MOTION to Dismiss in part on 8/11/2014 (jf,). (Entered: 08/08/2014) |
| 08/08/2014 | <u>52</u> | ERRATA <i>Supplement</i> by SAI <u>50</u> MOTION for Reconsideration re <u>49</u> Order on Motion for Leave to File, Order on Motion to Amend/Correct <i>Complaint</i> MOTION to Clarify <i>Order 49</i> filed by SAI. (Attachments: # <u>1</u> Exhibit 1 – 2014–08–08 2013–TSFO–01096 Response Letter SIGNED, # <u>2</u> Exhibit 2 – 2014–08–08 2013–TSFO–01096 Final Release Document)(SAI,) (Entered: 08/08/2014) |
| 08/11/2014 | | NOTICE OF ERROR re <u>51</u> Motion to Strike; emailed to jeremy.simon@usdoj.gov, cc'd 4 associated attorneys -- The PDF file you docketed contained errors: 1. Two–part docket entry, 2. DO NOT REFILE ---- Counsel is reminded to select all parts of their motion (jf,) (Entered: 08/11/2014) |
| 08/12/2014 | <u>53</u> | MOTION to Compel Answer, Motion to Strike, by SAI (SAI,) Modified on 8/13/2014 (jf,). (Entered: 08/12/2014) |
| 08/13/2014 | <u>54</u> | ORDER advising plaintiff to respond to defendant's <u>51</u> partial motion to dismiss by August 28, 2014 or Court may deem matter as conceded. Signed by Judge Ellen S. Huvelle on August 13, 2014. (lcesh1) (Entered: 08/13/2014) |
| 08/13/2014 | <u>55</u> | ORDER denying plaintiff's <u>53</u> motions to compel defendant to file an answer and to strike defendant's motion to strike. Defendant's obligation to file an answer is tolled pending the Court's consideration of its <u>51</u> motions to strike and partially dismiss plaintiff's complaint; plaintiff may not file further motions without the Court's leave or direction until the Court resolves defendant's pending <u>51</u> motions. Signed by Judge Ellen S. Huvelle on August 13, 2014. (lcesh1) (Entered: 08/13/2014) |
| 08/15/2014 | | Set/Reset Deadlines: Response to defendant's motion to dismiss due by 8/28/2014. (zmm,) (Entered: 08/15/2014) |
| 08/25/2014 | <u>56</u> | Memorandum in opposition to re <u>50</u> MOTION for Reconsideration re <u>49</u> Order on Motion for Leave to File, Order on Motion to Amend/Correct <i>Complaint</i> MOTION to Clarify <i>Order 49</i> filed by TRANSPORTATION SECURITY ADMINISTRATION. (Attachments: # <u>1</u> Proposed Order)(Simon, Jeremy) (Entered: 08/25/2014) |
| 08/26/2014 | <u>57</u> | MOTION to Clarify <i>Orders 54 and 55</i> , Emergency MOTION for Extension of Time to File Response/Reply as to <u>50</u> MOTION for Reconsideration re <u>49</u> Order on Motion for Leave to File, Order on Motion to Amend/Correct <i>Complaint</i> MOTION to Clarify <i>Order 49</i> , <u>51</u> MOTION to Strike <u>5</u> Complaint <i>and to Dismiss in Part</i> by SAI (Attachments: # <u>1</u> Exhibit 1 – 2014–08–08 2013–TSPA–00339 interim release letter 8–8–14 signed and dated – redacted, # <u>2</u> Exhibit 2 – 2014–08–08 2013–TSPA–00339 Interim Release Documents August 8 2014 pt 1 – redacted, # <u>3</u> Exhibit 3 – 2014–08–08 2013–TSPA–00339 Interim Release Documents August 8 2014 pt 2 – redacted, # <u>4</u> Exhibit 4 – 2014–08–08 2013–TSPA–00368 Interim response signed and dated – redacted, # <u>5</u> Exhibit 5 – 2014–08–08 2013–TSPA–00368 Interim Release Documents August 8 2014 – redacted, # <u>6</u> Exhibit 6 – Response to TSA re interim releases generally, # <u>7</u> Exhibit 7 – Response to TSA re 2013–TSFO–01096 interim release, # <u>8</u> Exhibit 8 – Response to TSA re 2013–TSPA–00339 interim release, # <u>9</u> Exhibit 9 – Response to TSA re 2013–TSPA–00368 interim release)(SAI,) (Entered: 08/26/2014) |
| 08/26/2014 | <u>58</u> | ORDER granting plaintiff's <u>57</u> Motion for Extension of Time and <u>57</u> Motion for Clarification. Plaintiff shall respond to defendant's <u>51</u> motion to dismiss no later than September 11, 2014, and shall reply to defendant's <u>56</u> opposition to plaintiff's motion for reconsideration no later than September 15, 2014. Under the Court's <u>55</u> August 13, 2014 Order, plaintiff may file motions for extensions of time, as well as responses and replies to pending motions, without leave of the Court, but may not file a cross–motion for summary judgment or additional motions for clarification without leave of the Court until the Court resolves defendant's pending <u>51</u> motions. (See Order.) Signed by Judge Ellen S. Huvelle on August 26, 2014. (lcesh1) (Entered: 08/26/2014) |
| 08/27/2014 | | Set/Reset Deadlines: Response to motion to dismiss due by 9/11/2014. Reply due by 9/15/2014. (zmm,) (Entered: 08/27/2014) |

| | | |
|------------|-----------|---|
| 09/10/2014 | <u>59</u> | Emergency MOTION for Extension of Time to File Response/Reply as to <u>51</u> MOTION to Strike <u>5</u> Complaint <i>and to Dismiss in Part</i> , <u>50</u> MOTION for Reconsideration re <u>49</u> Order on Motion for Leave to File, Order on Motion to Amend/Correct <i>Complaint</i> MOTION to Clarify <i>Order 49 for 14 days extension – UNOPPOSED</i> by SAI (SAI,) (Entered: 09/10/2014) |
| 09/11/2014 | | MINUTE ORDER granting plaintiff's unopposed <u>59</u> Motion for extension of time to file response/reply. For good cause shown, it is HEREBY ORDERED that plaintiff's <u>59</u> Motion for an extension of time is GRANTED. Plaintiff shall respond to defendant's <u>51</u> motion to dismiss no later than September 25, 2014, and plaintiff shall reply to defendant's <u>56</u> opposition to plaintiff's <u>50</u> motion for reconsideration no later than September 29, 2014. Signed by Judge Ellen S. Huvelle on September 11, 2014. (lcsh1) (Entered: 09/11/2014) |
| 09/12/2014 | | Set/Reset Deadlines: Response to Motion to Dismiss due by 9/25/2014. Reply to Defendant's opposition to Plaintiff's Motion for Reconsideration due by 9/29/2014. (sm) (Entered: 09/12/2014) |
| 09/12/2014 | <u>60</u> | MOTION for Extension of Time to File Response/Reply as to <u>51</u> MOTION to Strike <u>5</u> Complaint <i>and to Dismiss in Part</i> , <u>50</u> MOTION for Reconsideration re <u>49</u> Order on Motion for Leave to File, Order on Motion to Amend/Correct <i>Complaint</i> MOTION to Clarify <i>Order 49 until pending responses are released</i> , MOTION for Leave to File <i>divided response and motions for partial summary judgment, to compel response, and to amend complaint</i> by SAI (SAI,) (Entered: 09/12/2014) |
| 09/18/2014 | <u>61</u> | ORDER denying plaintiff's <u>60</u> Motion for Extension of Time to File Response/Reply and denying plaintiff's <u>60</u> Motion for Leave to File a Partial Motion for Summary Judgment and a Motion to Compel. The parties should proceed briefing the pending motions according to the schedule set forth in the Courts September 11, 2014 Minute Order. (See Order for details.) Signed by Judge Ellen S. Huvelle on September 18, 2014. (lcsh1) (Entered: 09/18/2014) |
| 09/25/2014 | <u>62</u> | Emergency MOTION for Extension of Time to File Response/Reply as to <u>51</u> MOTION to Strike <u>5</u> Complaint <i>and to Dismiss in Part</i> , <u>50</u> MOTION for Reconsideration re <u>49</u> Order on Motion for Leave to File, Order on Motion to Amend/Correct <i>Complaint</i> MOTION to Clarify <i>Order 49 for 7 days</i> by SAI (SAI,) (Entered: 09/25/2014) |
| 09/25/2014 | <u>63</u> | SUPPLEMENT re <u>62</u> Emergency MOTION for Extension of Time to File Response/Reply by SAI. (SAI,) Modified on 9/26/2014 (jf,). (Entered: 09/25/2014) |
| 09/30/2014 | <u>64</u> | Unopposed MOTION for Extension of Time to File Response/Reply as to <u>51</u> MOTION to Strike <u>5</u> Complaint <i>and to Dismiss in Part</i> , <u>50</u> MOTION for Reconsideration re <u>49</u> Order on Motion for Leave to File, Order on Motion to Amend/Correct <i>Complaint</i> MOTION to Clarify <i>Order 49 until October 17</i> by SAI (SAI,) (Entered: 09/30/2014) |
| 09/30/2014 | | MINUTE ORDER granting <u>64</u> plaintiff's unopposed Motion for Extension of Time to File Response/Reply and, accordingly, finding as moot <u>62</u> plaintiff's Motion for Extension of Time to File Response/Reply. Plaintiff's response and reply are due by October 17, 2014. Signed by Judge Ellen S. Huvelle on September 30, 2014. (AG) (Entered: 09/30/2014) |
| 09/30/2014 | | Set/Reset Deadlines: Response to TSA's motion to dismiss and strike due by 10/17/2014. Reply to TSA's opposition to motion for reconsideration due by 10/17/2014. (zmm,) (Entered: 09/30/2014) |
| 09/30/2014 | | Set/Reset Deadlines as to <u>50</u> MOTION for Reconsideration re <u>49</u> Order on Motion for Leave to File, Order on Motion to Amend/Correct <i>Complaint</i> MOTION to Clarify <i>Order 49</i> , <u>51</u> MOTION to Strike <u>5</u> Complaint <i>and to Dismiss in Part</i> . Responses due by 10/17/2014 Replies due by 10/17/2014. (zmm,) (Entered: 09/30/2014) |
| 10/16/2014 | <u>65</u> | REPLY to opposition to motion re <u>50</u> MOTION for Reconsideration re <u>49</u> Order on Motion for Leave to File, Order on Motion to Amend/Correct <i>Complaint</i> . (Attachments: # <u>1</u> 2014-10-03 2013-TSPA-00368 Final release letter, # <u>2</u> 2014-10-03 2013-TSPA-00339 Final release Letter)(SAI,) Modified on 10/17/2014 (jf,). (Entered: 10/16/2014) |

| | | |
|------------|-----------|---|
| 10/17/2014 | <u>66</u> | ERRATA re <u>65</u> Reply to opposition to Motion, <i>to correct typographic errors and quotes</i> by SAI (Attachments: # <u>1</u> 2014-10-03 2013-TSPA-00368 Final release letter, # <u>2</u> 2014-10-03 2013-TSPA-00339 Final release letter)(SAI,) Modified on 10/17/2014 (jf,). (Entered: 10/17/2014) |
| 10/17/2014 | | /strike (jf,) (Entered: 10/17/2014) |
| 10/17/2014 | <u>67</u> | RESPONSE re <u>51</u> MOTION to Strike <u>5</u> Complaint <i>and to Dismiss in Part</i> filed by SAI. (Attachments: # <u>1</u> 2014-10-03 2013-TSPA-00368 Final release letter, # <u>2</u> 2014-10-03 2013-TSPA-00339 Final release letter)(SAI,) (Entered: 10/17/2014) |
| 10/23/2014 | <u>68</u> | Unopposed MOTION for Extension of Time to <i>File Reply in Support of Motion to Strike Complaint and Dismiss in Part</i> by TRANSPORTATION SECURITY ADMINISTRATION (Attachments: # <u>1</u> Proposed Order)(Simon, Jeremy) (Entered: 10/23/2014) |
| 10/24/2014 | | MINUTE ORDER granting <u>68</u> Unopposed Motion for Extension of Time: Upon consideration of Defendant's Unopposed Motion for an Extension of Time to File Reply in Support of Motion to Strike Complaint and Dismiss in Part, and the entire record herein, it is hereby ORDERED that the Motion is GRANTED; and it is FURTHER ORDERED that Defendant shall have to, and including, November 12, 2014, to file its reply in support of its Motion to Strike Complaint and Dismiss in Part. Signed by Judge Ellen S. Huvelle on October 24, 2014. (AG) (Entered: 10/24/2014) |
| 10/27/2014 | | Set/Reset Deadlines as to <u>51</u> MOTION to Strike <u>5</u> Complaint <i>and to Dismiss in Part</i> . Reply due by 11/12/2014. (zmm,) (Entered: 10/27/2014) |
| 11/07/2014 | <u>69</u> | NOTICE OF RELATED CASE by SAI. Case related to Case No. 1:14-cv-01876-ESH. (SAI,) (Entered: 11/07/2014) |
| 11/12/2014 | <u>70</u> | REPLY to opposition to motion re <u>51</u> MOTION to Strike <u>5</u> Complaint <i>and to Dismiss in Part</i> filed by TRANSPORTATION SECURITY ADMINISTRATION. (Simon, Jeremy) (Entered: 11/12/2014) |
| 11/13/2014 | <u>71</u> | MOTION for Leave to File <i>surreply and cross motion</i> by SAI (Attachments: # <u>1</u> Surreply to motion to strike, # <u>2</u> Cross motion for dismissal without prejudice or preclusion, # <u>3</u> Exhibit - 2013-11-23 request)(SAI,) (Entered: 11/13/2014) |
| 11/14/2014 | | Case randomly reassigned to Judge Randolph D. Moss. Judge Ellen S. Huvelle no longer assigned to the case. (gt,) (Entered: 11/14/2014) |
| 12/01/2014 | <u>72</u> | Memorandum in opposition to re <u>71</u> MOTION for Leave to File <i>surreply and cross motion</i> filed by TRANSPORTATION SECURITY ADMINISTRATION. (Attachments: # <u>1</u> Proposed Order)(Simon, Jeremy) (Entered: 12/01/2014) |
| 06/09/2015 | | Minute Entry for proceedings held before Judge Randolph D. Moss: Telephone Conference held on 6/9/2015. (kt) (Entered: 06/11/2015) |
| 06/10/2015 | | MINUTE ORDER: As discussed on the teleconference held on June 9, 2015, it is hereby ORDERED that on or before July 31, 2015, the parties shall file a joint status report setting forth Defendants' expected timetable for providing additional material in response to the FOIA requests at issue in this litigation and identifying the subjects of any anticipated areas of remaining dispute. Signed by Judge Randolph D. Moss on 6/10/2015. (lcrdm2,) (Entered: 06/10/2015) |
| 06/11/2015 | | Set/Reset Deadline: On or before 7/31/2015, the parties shall file a joint status report setting forth Defendants' expected timetable for providing additional material in response to the FOIA requests at issue in this litigation and identifying the subjects of any anticipated areas of remaining dispute. (kt) (Entered: 06/11/2015) |
| 07/30/2015 | <u>73</u> | Consent MOTION for Extension of Time to <i>File Joint Status Report</i> by TRANSPORTATION SECURITY ADMINISTRATION (Attachments: # <u>1</u> Proposed Order)(Simon, Jeremy) (Entered: 07/30/2015) |
| 08/19/2015 | <u>74</u> | ORDER denying <u>50</u> Motion for Reconsideration; denying <u>50</u> Motion to Clarify; denying <u>51</u> Motion to Strike ; granting <u>71</u> Motion for Leave to File; denying [71-2] motion to dismiss; denying <u>73</u> Motion for Extension of Time. The restrictions imposed by Judge Huvelles earlier orders (Dkts. 55, 58) remain in place pending further order of the Court. See Order for Details. Signed by Judge Randolph D. Moss on 8/19/2015. |

| | | |
|------------|-----------|---|
| | | (lcrdm2,) (Entered: 08/19/2015) |
| 08/19/2015 | <u>75</u> | SURREPLY to re <u>51</u> MOTION to Strike <u>5</u> Complaint <i>and to Dismiss in Part</i> filed by SAI. (znmw) (Entered: 08/20/2015) |
| 08/19/2015 | <u>76</u> | Cross MOTION to Dismiss <i>without prejudice or preclusion</i> by SAI (Attachments: # <u>1</u> Exhibit)(znmw) (Entered: 08/20/2015) |
| 08/24/2015 | <u>77</u> | Proposed MOTION to Compel <i>service of 49 USC § 46105(b) orders and findings of fact</i> , Proposed MOTION for Declaratory Judgment <i>re. § 46110(a) deadline</i> by SAI (Attachments: # <u>1</u> Text of Proposed Order, # <u>2</u> 2013-03-16 FOIA request for TSA policies & procedures, # <u>3</u> 2015-06-02 FOIA request for all 49 USC 46110 "orders", # <u>4</u> 2015-06-03 TSA 2015-TSFO-00251 acknowledgement, # <u>5</u> 2015-06-11 TSA 2015-TSFO-00251 time estimate of 1 year, # <u>6</u> 2015-06-15 DHS 2015-HQFO-00489 DHS final response and referral to TSA)(SAI,) (Entered: 08/24/2015) |
| 08/24/2015 | <u>78</u> | MOTION for Leave to File <i>lodged motion 77 to compel service of 49 USC § 46105(b) orders and findings of fact, and for declaratory relief re. § 46110(a) deadline</i> by SAI (SAI,) (Entered: 08/24/2015) |
| 08/31/2015 | <u>79</u> | NOTICE of Appearance by William Mark Nebeker on behalf of All Defendants (Nebeker, William) (Entered: 08/31/2015) |
| 08/31/2015 | <u>80</u> | MOTION for Extension of Time to File Answer re <u>5</u> Complaint, <u>48</u> Order on Motion to Compel, Order on Motion to Expedite, Order on Motion for Discovery, <u>77</u> Proposed MOTION to Compel <i>service of 49 USC § 46105(b) orders and findings of fact</i> Proposed MOTION for Declaratory Judgment <i>re. § 46110(a) deadline</i> , <u>47</u> Order on Motion for Reconsideration , MOTION for Extension of Time to File , MOTION for Extension of Time to File Response/Reply as to <u>77</u> Proposed MOTION to Compel <i>service of 49 USC § 46105(b) orders and findings of fact</i> Proposed MOTION for Declaratory Judgment <i>re. § 46110(a) deadline</i> , <u>78</u> MOTION for Leave to File <i>lodged motion 77 to compel service of 49 USC § 46105(b) orders and findings of fact, and for declaratory relief re. § 46110(a) deadline</i> by TRANSPORTATION SECURITY ADMINISTRATION (Attachments: # <u>1</u> Text of Proposed Order)(Nebeker, William) (Entered: 08/31/2015) |
| 09/02/2015 | <u>81</u> | RESPONSE re <u>80</u> MOTION for Extension of Time to File Answer re <u>5</u> Complaint, <u>48</u> Order on Motion to Compel, Order on Motion to Expedite, Order on Motion for Discovery, <u>77</u> Proposed MOTION to Compel <i>service of 49 USC § 46105(b) orders and findings of fact</i> MOTION for Extension of Time to File MOTION for Extension of Time to File Response/Reply as to <u>77</u> Proposed MOTION to Compel <i>service of 49 USC § 46105(b) orders and findings of fact</i> Proposed MOTION for Declaratory Judgment <i>re. § 46110(a) deadline</i> , <u>78</u> MO – partial consent and partial opposition filed by SAI. (SAI,) (Entered: 09/02/2015) |
| 09/03/2015 | | MINUTE ORDER: Upon consideration of Defendant's motion for an extension of time <u>80</u> , it is hereby ORDERED that the motion is GRANTED. The parties shall file the joint status report as set forth in the Court's June 10, 2015 Minute Order on or before September 22, 2015. Defendant shall respond to the Complaint on or before September 23, 2015. Defendant shall file any response to Plaintiff's Motion for Leave to File <u>77</u> and the Motion to Compel Service of 49 USC 46105(b) Orders <u>78</u> on or before October 2, 2015. Signed by Judge Randolph D. Moss on 9/3/2015. (lcrdm2,) (Entered: 09/03/2015) |
| 09/03/2015 | | Set/Reset Deadlines: The parties shall file the joint status report on or before 9/22/2015; Defendant shall respond to the Complaint on or before 9/23/2015; Defendant shall file any response to Plaintiff's Motion for Leave to File <u>77</u> and the Motion to Compel Service of 49 USC 46105(b) Orders <u>78</u> on or before 10/2/2015. (kt) (Entered: 09/03/2015) |
| 09/22/2015 | <u>82</u> | Joint STATUS REPORT by TRANSPORTATION SECURITY ADMINISTRATION. (Nebeker, William) (Entered: 09/22/2015) |
| 09/23/2015 | <u>83</u> | ANSWER to <u>5</u> Complaint by TRANSPORTATION SECURITY ADMINISTRATION.(Nebeker, William) (Entered: 09/23/2015) |

| | | |
|------------|-----------|--|
| 10/02/2015 | <u>84</u> | Memorandum in opposition to re <u>77</u> Proposed MOTION to Compel <i>service of 49 USC § 46105(b) orders and findings of fact</i> Proposed MOTION for Declaratory Judgment re. § 46110(a) deadline, <u>78</u> MOTION for Leave to File <i>lodged motion 77 to compel service of 49 USC § 46105(b) orders and findings of fact, and for declaratory relief re. § 46110(a) deadline</i> filed by TRANSPORTATION SECURITY ADMINISTRATION. (Attachments: # <u>1</u> Text of Proposed Order)(Nebeker, William) (Entered: 10/02/2015) |
| 10/08/2015 | <u>85</u> | MOTION for Attorney Fees of \$0 as matter of law, MOTION for Leave to File <i>this motion</i> , MOTION award of fees and costs and declaration of prevailing party status by SAI (SAI,) (Entered: 10/08/2015) |
| 10/08/2015 | <u>86</u> | MOTION for Leave to File <i>FRCP 15(d) supplemental pleading adding exhausted FOIA/PA requests</i> by SAI (SAI,) (Entered: 10/08/2015) |
| 10/10/2015 | <u>87</u> | NOTICE of Change of Address by Sai (Sai,) (Entered: 10/10/2015) |
| 10/19/2015 | <u>88</u> | MOTION for Extension of Time to File Response/Reply as to <u>77</u> Proposed MOTION to Compel <i>service of 49 USC § 46105(b) orders and findings of fact</i> Proposed MOTION for Declaratory Judgment re. § 46110(a) deadline, <u>78</u> MOTION for Leave to File <i>lodged motion 77 to compel service of 49 USC § 46105(b) orders and findings of fact, and for declaratory relief re. § 46110(a) deadline until Friday, October 23</i> by SAI (SAI,) (Entered: 10/19/2015) |
| 10/22/2015 | <u>89</u> | NOTICE of conferral that Defendants take no position by SAI re <u>88</u> MOTION for Extension of Time to File Response/Reply as to <u>77</u> Proposed MOTION to Compel <i>service of 49 USC § 46105(b) orders and findings of fact</i> Proposed MOTION for Declaratory Judgment re. § 46110(a) deadline, <u>78</u> MO (SAI,) (Entered: 10/22/2015) |
| 10/23/2015 | <u>90</u> | REPLY to opposition to motion re <u>77</u> Proposed MOTION to Compel <i>service of 49 USC § 46105(b) orders and findings of fact</i> Proposed MOTION for Declaratory Judgment re. § 46110(a) deadline, <u>78</u> MOTION for Leave to File <i>lodged motion 77 to compel service of 49 USC § 46105(b) orders and findings of fact, and for declaratory relief re. § 46110(a) deadline</i> filed by SAI. (SAI,) (Entered: 10/23/2015) |
| 10/26/2015 | <u>91</u> | Memorandum in opposition to re <u>85</u> MOTION for Attorney Fees of \$0 as matter of law MOTION for Leave to File <i>this motion</i> MOTION award of fees and costs and declaration of prevailing party status filed by TRANSPORTATION SECURITY ADMINISTRATION. (Attachments: # <u>1</u> Text of Proposed Order)(Nebeker, William) (Entered: 10/26/2015) |
| 10/26/2015 | <u>92</u> | Memorandum in opposition to re <u>86</u> MOTION for Leave to File <i>FRCP 15(d) supplemental pleading adding exhausted FOIA/PA requests</i> filed by TRANSPORTATION SECURITY ADMINISTRATION. (Attachments: # <u>1</u> Text of Proposed Order)(Nebeker, William) (Entered: 10/26/2015) |
| 10/27/2015 | | NOTICE OF ERROR re <u>91</u> Memorandum in Opposition; emailed to mark.nebeker@usdoj.gov, cc'd 5 associated attorneys -- The PDF file you docketed contained errors: 1. Invalid attorney signature, 2. In future, ECF login must match electronic signature on documents. (znmw,) (Entered: 10/27/2015) |
| 12/21/2015 | | MINUTE ORDER: The parties shall appear for a joint status conference in this matter and in Civil Action No. 14-1876 on January 7, 2016, at 10 a.m., in Courtroom 21. Any party who wishes to appear telephonically shall contact the Courtroom Deputy Clerk to arrange for telephonic participation. Signed by Judge Randolph D. Moss on 12/21/2015. (lcrdm1,) (Entered: 12/21/2015) |
| 12/21/2015 | | Set/Reset Hearing: A Status Conference is set for 1/7/2016, at 10:00 AM, in Courtroom 21, before Judge Randolph D. Moss. (kt) (Entered: 12/21/2015) |
| 01/06/2016 | <u>93</u> | MEMORANDUM AND OPINION: It is hereby ORDERED that Plaintiff's Motion for Leave to File <u>78</u> , and Plaintiff's Motion for Extension of Time <u>88</u> are GRANTED. Plaintiff's Motion to Compel Service <u>77</u> , Motion for Attorney Fees <u>85</u> , and Plaintiff's Motion for Leave to File Supplemental Pleading <u>86</u> are DENIED. It is further ORDERED that Plaintiff must seek and obtain leave of the Court prior to filing any motion other than a motion for an extension of time or a motion for summary judgment pursuant to the schedule to be entered by the Court in a separate, future order. As in Sai v. Dep't of Homeland Sec., 99 F. Supp. 3d 50, 6869 (D.D.C. 2015), |

| | | |
|------------|-----------|---|
| | | leave to file shall be sought by raising the issue by telephonic status conference with the Court. To schedule such a conference, Plaintiff shall confer with counsel for the government regarding available dates and times and may then contact the courtroom deputy clerk at (202) 354-3084 to request a status conference. See document for details. Signed by Judge Randolph D. Moss on 1/6/2016. (lcrdm1,) (Entered: 01/06/2016) |
| 01/07/2016 | | Minute Entry for proceedings held before Judge Randolph D. Moss: Status Conference held on 1/7/2016; Order forthcoming. A further Status Conference is set for 3/11/2016, at 10:00 AM, in Courtroom 21, before Judge Randolph D. Moss. (Court Reporter: Jeff Hook). (kt) (Entered: 01/07/2016) |
| 01/07/2016 | | MINUTE ORDER: It is hereby ORDERED that the parties shall file a joint status report on or before March 4, 2016. It is further ORDERED that the parties shall appear for a status conference on March 11, 2016, at 10 a.m. in Courtroom 21. Any party who wishes to appear telephonically shall contact the Courtroom Deputy Clerk to arrange for telephonic participation. During the status conference held today, January 7, 2016, Plaintiff Sai made an oral motion to reconsider the Court's March 13, 2014 fiat order denying without prejudice his Motion for Leave to Proceed in forma pauperis and for Appointment of Counsel. The oral motion was based on the reasons stated in Plaintiff's Motion for Leave to Proceed in forma pauperis and to Appoint Counsel in Case No. 14-1876 (Dkts. 65 & 66). The Court orally denied the motion for the same reasons as stated in that case. See No. 14-1876, Dkt. 88. Signed by Judge Randolph D. Moss on 1/7/2016. (lcrdm1,) (Entered: 01/07/2016) |
| 01/08/2016 | | MINUTE ORDER: Plaintiff is directed not to contact the Courtroom Deputy Clerk or chambers via e-mail. To arrange for a status conference or to schedule a time to seek the Court's leave to file a motion, the parties shall follow the procedure outlined in the Court's April 16, 2015 Memorandum and Order in Case No. 14-1876 (Dkt. <u>56</u>), and if necessary may jointly contact the Courtroom Deputy Clerk via telephone to schedule a time to confer with the Court regarding the relevant dispute. Signed by Judge Randolph D. Moss on 1/8/2016. (lcrdm1,) (Entered: 01/08/2016) |
| 01/08/2016 | <u>94</u> | NOTICE OF INTERLOCUTORY APPEAL as to Order on Motion for Leave to Proceed in forma pauperis, Order,, Leave to File Denied by SAI. Fee Status: No Fee Paid. Parties have been notified. (SAI,) (Entered: 01/08/2016) |
| 01/11/2016 | <u>95</u> | Transmission of the Notice of Appeal, Order Appealed, and Docket Sheet to US Court of Appeals. The Fee remains to be paid and another notice will be transmitted when the fee has been paid in the District Court re <u>94</u> Notice of Interlocutory Appeal. (znmw) (Entered: 01/11/2016) |
| 01/11/2016 | | MINUTE ORDER: The status conference previously scheduled for March 11, 2016, at 10 a.m. in Courtroom 21 is hereby VACATED. The parties shall appear for a status conference on March 11, 2016, at 2 p.m. in Courtroom 21. Any party who wishes to appear telephonically shall contact the Courtroom Deputy Clerk to arrange for telephonic participation. Signed by Judge Randolph D. Moss on 1/11/2016. (lcrdm1,) (Entered: 01/11/2016) |
| 01/11/2016 | | Set/Reset Hearing: The Status Conference previously set for 3/11/2016, at 10:00 AM, is VACATED and RESCHEDULED for 3/11/2016, at 2:00 PM, in Courtroom 21, before Judge Randolph D. Moss. (kt) (Entered: 01/11/2016) |
| 01/19/2016 | | USCA Case Number 16-5004 for <u>94</u> Notice of Interlocutory Appeal filed by SAI. (zrdj) (Entered: 01/20/2016) |
| 01/22/2016 | | USCA Appeal Fees received \$ 505 receipt number 4616075652 re <u>94</u> Notice of Interlocutory Appeal filed by SAI (zrdj) (Entered: 01/27/2016) |
| 01/27/2016 | <u>96</u> | Supplemental Record on Appeal transmitted to US Court of Appeals re <u>94</u> Notice of Interlocutory Appeal. (zrdj) (Entered: 01/27/2016) |
| 02/16/2016 | <u>97</u> | NOTICE OF SUBSTITUTION OF COUNSEL by Johnny Hillary Walker, III on behalf of TRANSPORTATION SECURITY ADMINISTRATION Substituting for attorney Jeremy S. Simon and William M. Nebeker (Walker, Johnny) (Entered: 02/16/2016) |

| | | |
|------------|------------|---|
| 03/03/2016 | <u>98</u> | Joint STATUS REPORT <i>and Proposed Briefing Schedule</i> by TRANSPORTATION SECURITY ADMINISTRATION. (Walker, Johnny) (Entered: 03/03/2016) |
| 03/07/2016 | | MINUTE ORDER: Upon consideration of the Joint Status Report <u>98</u> , it is hereby ORDERED that Defendant shall file its motion for summary judgment on or before June 9, 2016. Plaintiff shall file its opposition and any cross motion on or before August 8, 2016. Defendant shall file its reply, if any, and its opposition to any cross motion on or before September 7, 2016. Plaintiff shall file its reply, if any, on or before October 7, 2016. Signed by Judge Randolph D. Moss on 3/7/2016. (lcrdm1,) (Entered: 03/07/2016) |
| 03/07/2016 | | Set/Reset Deadlines: Defendant shall file its motion for summary judgment on or before 6/9/2016; Plaintiff shall file its opposition and any cross motion on or before 8/8/2016; Defendant shall file its reply, if any, and its opposition to any cross motion on or before 9/7/2016; Plaintiff shall file its reply, if any, on or before 10/7/2016. (kt) (Entered: 03/07/2016) |
| 03/07/2016 | | ENTERED IN ERROR.....Set/Reset Deadline: The parties shall submit a joint status report on or before 4/1/2016. (kt) Modified on 3/11/2016, entered in wrong case (kt). (Entered: 03/07/2016) |
| 03/11/2016 | | Minute Entry for proceedings held before Judge Randolph D. Moss: Status Conference held on 3/11/2016. Issues addressed. (Court Reporter: Jeff Hook). (kt) (Entered: 03/11/2016) |
| 06/09/2016 | <u>99</u> | MOTION for Summary Judgment by TRANSPORTATION SECURITY ADMINISTRATION (Attachments: # <u>1</u> Statement of Facts as to Which There is No Genuine Issue, # <u>2</u> Memorandum in Support, # <u>3</u> Declaration of Regina McCoy (with exhibits), # <u>4</u> Declaration of Douglas Blair, # <u>5</u> Text of Proposed Order)(Walker, Johnny) (Entered: 06/09/2016) |
| 07/18/2016 | <u>100</u> | Consent MOTION for Extension of Time to File Response/Reply as to <u>99</u> MOTION for Summary Judgment <i>and cross-motion, of 45 days</i> , Consent MOTION for Briefing Schedule <i>extending all deadlines by 45 days</i> by SAI (SAI,) (Entered: 07/18/2016) |
| 07/18/2016 | <u>101</u> | ORDER granting <u>100</u> Motion for Extension of Time to File Response/Reply. It is hereby ORDERED that Plaintiff Sai shall file his opposition/cross-motion to TSA's motion for summary judgment on or before September 22, 2016. TSA shall file its reply in support of its motion for summary judgment, as well as any opposition to a cross-motion, on or before October 10, 2016. Plaintiff's reply in support of his cross-motion for summary judgment, if any, shall be filed on or before November 23, 2016. Plaintiff Sai, who is proceeding pro se, is further advised that failure to respond to TSA's motion may result in the Court granting the motion and dismissing the case or entering judgment in favor of the defendant. See document for details. Signed by Judge Randolph D. Moss on 7/18/2016. (lcrdm1,) (Entered: 07/18/2016) |
| 07/18/2016 | | Set/Reset Deadlines: Plaintiff Sai shall file his opposition/cross-motion to TSA's motion for summary judgment on or before 9/22/2016; TSA shall file its reply in support of its motion for summary judgment, as well as any opposition to a cross-motion, on or before 10/10/2016; Plaintiff's reply in support of his cross-motion for summary judgment, if any, shall be filed on or before 11/23/2016. (kt) (Entered: 07/18/2016) |
| 08/02/2016 | <u>102</u> | MANDATE of USCA (certified copy) as to <u>94</u> Notice of Interlocutory Appeal filed by SAI. USCA Case Number 16-5004. (Attachments: # <u>1</u> order filed June 6, 2016)(zrdj) (Entered: 08/02/2016) |
| 08/12/2016 | | NOTICE of Hearing: A Telephone Conference is set for 8/25/2016, at 11:00 AM, in Courtroom 21, before Judge Randolph D. Moss. (kt) (Entered: 08/12/2016) |
| 08/25/2016 | | Minute Entry for proceedings held before Judge Randolph D. Moss: Telephone Conference held on 8/25/2016. Order forthcoming. (Court Reporter: Jeff Hook). (kt) (Entered: 08/25/2016) |
| 08/25/2016 | | MINUTE ORDER: It is hereby ORDERED that the deadline for Plaintiff to file his opposition/cross-motion to TSA's motion for summary judgment is hereby extended to November 4, 2016. Defendant shall file its reply, as well as any opposition to a cross-motion, on or before November 22, 2016. Plaintiff's reply in support of his |

| | | |
|------------|------------|---|
| | | cross-motion for summary judgment, if any, shall be filed on or before January 5, 2017. Signed by Judge Randolph D. Moss on 8/25/2016. (lcrdm1,) (Entered: 08/25/2016) |
| 08/26/2016 | | Set/Reset Deadlines: Plaintiff to file his opposition/cross-motion to TSA's motion for summary judgment is hereby extended to 11/4/2016; Defendant shall file its reply, as well as any opposition to a cross-motion, on or before 11/22/2016; Plaintiff's reply in support of his cross-motion for summary judgment, if any, shall be filed on or before 1/5/2017. (kt) (Entered: 08/26/2016) |
| 08/26/2016 | <u>103</u> | Consent MOTION to Modify <i>the Briefing Schedule</i> by TRANSPORTATION SECURITY ADMINISTRATION (Attachments: # <u>1</u> Text of Proposed Order)(Walker, Johnny) (Entered: 08/26/2016) |
| 08/26/2016 | | MINUTE ORDER: Upon consideration of the Consent Motion to Modify <u>103</u> , it is hereby ORDERED that the motion is GRANTED. Plaintiff shall file its opposition/cross-motion to TSA's motion for summary judgment on or before November 4, 2016. Defendant shall file its reply, as well as any opposition to a cross-motion, on or before December 6, 2016. Plaintiff's reply in support of its cross-motion for summary judgment, if any, shall be filed on or before January 5, 2017. Signed by Judge Randolph D. Moss on 8/26/2016. (lcrdm1,) (Entered: 08/26/2016) |
| 08/26/2016 | | Set/Reset Deadlines: Plaintiff shall file its opposition/cross-motion to TSA's motion for summary judgment on or before 11/4/2016;. Defendant shall file its reply, as well as any opposition to a cross-motion, on or before 12/6/2016; Plaintiff's reply in support of its cross-motion for summary judgment, if any, shall be filed on or before 1/5/2017. (kt) (Entered: 08/26/2016) |
| 09/12/2016 | <u>104</u> | Consent MOTION for Leave to File <i>a Supplemental Brief in Support of Defendant's Motion for Summary Judgment</i> by TRANSPORTATION SECURITY ADMINISTRATION (Attachments: # <u>1</u> Exhibit 1: Proposed Filing, # <u>2</u> Text of Proposed Order)(Walker, Johnny) (Entered: 09/12/2016) |
| 09/12/2016 | | MINUTE ORDER: Upon consideration of Defendants Consent Motion for Leave to File a Supplemental Brief in Support of its Motion for Summary Judgment <u>104</u> , it is hereby ORDERED that Defendants motion is GRANTED. The attached supplemental brief is hereby deemed filed. Signed by Judge Randolph D. Moss on 9/12/2016. (lcrdm1,) (Entered: 09/12/2016) |
| 09/12/2016 | <u>105</u> | SUPPLEMENTAL Brief re <u>99</u> MOTION for Summary Judgment filed by TRANSPORTATION SECURITY ADMINISTRATION. (zrdj) (Main Document 105 replaced on 4/26/2018 to correct header issue.) (ztnr) (Entered: 09/13/2016) |
| 10/20/2016 | <u>106</u> | Consent MOTION for Leave to File <i>a Second Supplemental Memorandum of Points and Authorities in Support of Defendant's Motion for Summary Judgment</i> by TRANSPORTATION SECURITY ADMINISTRATION (Attachments: # <u>1</u> Exhibit 1: Second Supplemental Memorandum of Points and Authorities in Support of Defendant's Motion for Summary Judgment, # <u>2</u> Text of Proposed Order)(Walker, Johnny) (Entered: 10/20/2016) |
| 10/20/2016 | | MINUTE ORDER: Upon consideration of Defendant's Consent Motion for Leave to File a Second Supplemental Brief <u>106</u> , the motion is hereby GRANTED. It is further ORDERED that the second supplemental brief with supporting declaration attached as an exhibit to defendant's motion for leave is deemed filed as of October 20, 2016. Signed by Judge Randolph D. Moss on 10/20/2016. (lcrdm1,) (Entered: 10/20/2016) |
| 10/20/2016 | <u>107</u> | Second SUPPLEMENTAL Brief re <u>99</u> MOTION for Summary Judgment filed by TRANSPORTATION SECURITY ADMINISTRATION. (zrdj) (Entered: 10/20/2016) |
| 10/20/2016 | <u>108</u> | NOTICE of Filing of Declaration in Support of Defendant's Second Supplemental Memorandum of Points and Authorities in Support of its Motion for Summary Judgment by TRANSPORTATION SECURITY ADMINISTRATION re <u>107</u> Supplemental Memorandum (Attachments: # <u>1</u> Declaration of Regina McCoy)(Walker, Johnny) (Entered: 10/20/2016) |
| 10/28/2016 | <u>109</u> | Consent MOTION for Briefing Schedule <i>amended per motion</i> , Consent MOTION for Extension of Time to File <i>all pending briefing by 30 days</i> by SAI (SAI,) (Entered: 10/28/2016) |

| | | |
|------------|------------|---|
| | | 10/28/2016) |
| 10/30/2016 | | MINUTE ORDER: Upon consideration of the Consent Motion for Extension and Revised Briefing Schedule <u>109</u> , the motion is hereby GRANTED. It is hereby ORDERED that Plaintiff Sai shall file his opposition/cross-motion to TSA's motion for summary judgment on or before December 5, 2016. TSA shall file its reply in support of its motion for summary judgment, as well as any opposition to a cross-motion, on or before January 6, 2017. Plaintiff's reply in support of his cross-motion for summary judgment, if any, shall be filed on or before February 6, 2017. The Court cautions the parties that, barring any extraordinary circumstances, no further extensions will be granted. Signed by Judge Randolph D. Moss on 10/30/2016. (lcrdm1,) (Entered: 10/30/2016) |
| 10/31/2016 | | Set/Reset Deadlines: Plaintiff Sai shall file his opposition/cross-motion to TSA's motion for summary judgment on or before 12/5/2016; TSA shall file its reply in support of its motion for summary judgment, as well as any opposition to a cross-motion, on or before 1/6/2017; Plaintiff's reply in support of his cross-motion for summary judgment, if any, shall be filed on or before 2/6/2017. (kt) (Entered: 10/31/2016) |
| 12/05/2016 | <u>110</u> | Consent MOTION for Extension of Time to File Response/Reply as to <u>99</u> MOTION for Summary Judgment <i>and cross-motion</i> by SAI (SAI,) (Entered: 12/05/2016) |
| 12/05/2016 | | MINUTE ORDER: The parties are hereby ORDERED to appear for a status conference on December 7, 2016, at 10:00 a.m. in order to discuss the scheduling issues raised in Plaintiff's Consent Motion for Extension of Time <u>110</u> . Should either party wish to appear telephonically, that party shall contact the Courtroom Deputy Clerk at (202) 354-3084 to make the necessary arrangements. Signed by Judge Randolph D. Moss on 12/5/2016. (lcrdm1,) (Entered: 12/05/2016) |
| 12/06/2016 | | Set/Reset Hearings: A Status Conference is set for 12/7/2016, at 10:00 AM, in Courtroom 21, before Judge Randolph D. Moss. (kt) (Entered: 12/06/2016) |
| 12/07/2016 | | Minute Entry for proceedings held before Judge Randolph D. Moss: Status Conference held on 12/7/2016. Court GRANTS IN PART Plaintiff's Motion for Extension of Time, as to filing an Opposition to the <u>99</u> Motion for Summary Judgment, to 1/30/2017; Defendant shall file their reply 30 days thereafter. No further extensions by Plaintiff will be granted. (Court Reporter: Jeff Hook). (kt) (Entered: 12/07/2016) |
| 12/07/2016 | | MINUTE ORDER: In light of Plaintiff's long delay in responding to Defendant's motion for summary judgment <u>99</u> and in order to avoid further delay in resolving that long-pending motion, the Court directs that Plaintiff postpone the filing of a cross-motion for summary judgment, if any, until after the Court has resolved Defendant's motion for summary judgment. If the Court concludes that Defendant's motion for summary judgment should be denied in whole or in part, it will then set a separate briefing schedule that will permit Plaintiff to file his own motion for summary judgment. Filing a cross-motion for summary judgment at this time, however, will extend the current briefing schedule even further and will unfairly delay completion of briefing on a motion that Defendant filed six months ago and that, to date, has gone unanswered. Signed by Judge Randolph D. Moss on 12/7/2016. (lcrdm1,) (Entered: 12/07/2016) |
| 01/12/2017 | | NOTICE of Hearing: A Telephone Conference is set for 1/12/2017, at 3:00 PM, in Courtroom 21, before Judge Randolph D. Moss. (kt) Modified on 1/12/2017 to correct date (kt). (Entered: 01/12/2017) |
| 01/12/2017 | | Minute Entry for proceedings held before Judge Randolph D. Moss: Telephone Conference held on 1/12/2017. Plaintiff renewed his motions for in forma pauperis (IFP) status and appointment of counsel. It is the ORDER of the Court, that once the Plaintiff files his opposition brief as to the motion that has been pending, the Court will then grant Plaintiff leave to file a renewed motion for IFP status, along with a supporting motion for leave to file a declaration under seal. Plaintiff's renewed motion for appointment of counsel is hereby held in abeyance pending his IFP status and the Court's ruling on summary judgment. (Court Reporter: Jeff Hook). (kt) (Entered: 01/12/2017) |

| | | |
|------------|------------|---|
| 02/01/2017 | <u>111</u> | RESPONSE re <u>99</u> MOTION for Summary Judgment filed by SAI. (Attachments: # <u>1</u> Response to defendant's statement of material facts, # <u>2</u> Affidavit and statement of genuine issues still in dispute, # <u>3</u> Vaughn indices)(SAI,) (Entered: 02/01/2017) |
| 02/01/2017 | <u>112</u> | MOTION for Leave to File <u>111</u> <i>three hours out of time</i> by SAI (SAI,) (Entered: 02/01/2017) |
| 02/02/2017 | <u>113</u> | Consent MOTION to Amend/Correct <u>112</u> MOTION for Leave to File <u>111</u> <i>three hours out of time (amended: one day out of time; consent as to both amendment and motion)</i> by SAI (SAI,) (Entered: 02/02/2017) |
| 02/04/2017 | <u>114</u> | ERRATA <i>exhibits to MSJ opp – Part 1 (UNOPPOSED)</i> by SAI <u>111</u> Response to motion, filed by SAI. (Attachments: # <u>1</u> RDSOF 34 2013–04–01 email – FOIA request for TSA policies & procedures, # <u>2</u> RDSOF 34 2013–08–18 email – Pending response on TSA13–0424 & TSA13–0414; question re appeal on TSA13–0494, TSA13–0488 – redacted, # <u>3</u> SGI 2 n 2 82 FR 5790, # <u>4</u> SGI 18 n 7 OGIS TSA Compliance Report – Executive summary, # <u>5</u> SGI 18 n 7 OGIS TSA Compliance Report 2016–01–11 TSA FOIA compliance report, # <u>6</u> SGI 18 n 7 OGIS TSA Compliance Report 2016–05–17 120 day follow-up letter, # <u>7</u> SGI 18 n 7 OGIS TSA Compliance Report 2016–11–29 Letter re status of TSA FOIA recommendations, # <u>8</u> SGI 18 n 7, 48 n 22 OGIS TSA Compliance Report 2016–06–15 Compliance assessment response, # <u>9</u> SGI 18 n 8 October 25 2016 Meeting Transcript, # <u>10</u> SGI 18 n 8 Section 508 and FOIA Presentation (PDF converted), # <u>11</u> SGI 20 n 11 NSA – Redacting with Confidence, # <u>12</u> SGI 40 n 17 PapersPlease 2010–12–07 TSA releases list of SOPs – but says they're all secret, # <u>13</u> SGI 40 n 17 PapersPlease 2010–12–07 TSA10–0179 FOIA response, # <u>14</u> SGI 40 n 17 PapersPlease 2010–12–07 TSA10–0179 FOIA appeal, # <u>15</u> SGI 43 n 19 DHS OIG–10–37 TSA's Breach of Sensitive Security Information (Redacted), # <u>16</u> SGI 45 2016–01–15 Final letter to complainant (01–15–16), # <u>17</u> SGI 46 n 20 81 FR 78623, # <u>18</u> SGI 47 n 21 PapersPlease 2008–07–08 TSA "identity verification" procedures, # <u>19</u> SGI 47 n 21 PapersPlease 2009–05–26 TSA releases (censored) ID checking procedures, # <u>20</u> SGI 47 n 21 PapersPlease 2009–05–26 certification-of-identity-form_checkpoint, # <u>21</u> SGI 47 n 21 PapersPlease 2009–05–26 tsafoiareq62108_final, # <u>22</u> SGI 47 n 21 PapersPlease 2015–04–09 Why did the TSA prevent these people from flying, # <u>23</u> SGI 47 n 21 PapersPlease 2015–04–09 2013–tsfo–01016–interim–8apr2015, # <u>24</u> SGI 47 n 21 PapersPlease 2015–04–09 foia-tsoc-id-verify-report, # <u>25</u> SGI 47 n 21 PapersPlease 2015–04–09 tsa_id_sop, # <u>26</u> SGI 47 n 21 PapersPlease 2015–04–09 tsa_id_sop-posted, # <u>27</u> SGI 47 n 21 PapersPlease 2015–04–09 tsa-form-415, # <u>28</u> SGI 92 n 23 DHS OIG–10–37 TSA's Breach of Sensitive Security Information (Redacted), # <u>29</u> SGI 93 n 24 tsa-screening-mgmt-sop, # <u>30</u> SGI 102 n 25 Intercept 2014–07–23 The secret government rulebook for labeling you a terrorist (PDF optimized), # <u>31</u> SGI 102 n 25 Intercept 2014–07–23 2013–watchlist-guidance (PDF optimized), # <u>32</u> SGI 107 n 26 Intercept 2015–03–27 Exclusive – TSA's secret behavior checklist to SPOT terrorists, # <u>33</u> SGI 107 n 26 Intercept 2015–03–27 spot-referral, # <u>34</u> SGI 111, 150 n 35 2003 Cues to Deception – Psychological Bulletin, vol. 129, no. 1, # <u>35</u> SGI 111, 150 n 35 2006 Accuracy of Deception Judgments – Personality and Social Psychology Review, vol. 10, no. 3)(SAI,) (Entered: 02/04/2017) |
| 02/04/2017 | <u>115</u> | LARGE ADDITIONAL ATTACHMENT(S) <i>exhibits to MSJ opp – Part 2 (UNOPPOSED)</i> by SAI <u>114</u> Errata,,,,,,,,, filed by SAI. (Attachments: # <u>1</u> SGI 111, 150 n 35 2006 Who Can Best Catch a Liar – A Meta-Analysis of Individual Differences in Detecting Deception – The Forensic Examiner, 15(1), # <u>2</u> SGI 111, 150 n 35 2008 National Research Council – Protecting Individual Privacy in the Struggle Against Terrorists – A Framework for Assessment, # <u>3</u> SGI 111, 150 n 35 2010–05 Nature – Intent to deceive, # <u>4</u> SGI 111, 150 n 35 2011 Why Do Lie-Catchers Fail? A Lens Model Meta-Analysis of Human Lie Judgments – Psychological Bulletin, vol. 137, no. 4, # <u>5</u> SGI 111, 150 n 35 2013 RAND Using Behavioral Indicators to Help Detect Potential Violent Acts – A Review of the Science Base (PDF normalized), # <u>6</u> SGI 111, 152 n 36 2010–05–20 GAO report GAO–10–763 – Efforts to Validate TSA's Passenger Screening Behavior Detection Program Underway, but Opportunities Exist to Strengthen Validation and Address Operational Challenges (PDF normalized), # <u>7</u> SGI 111, 152 n 36 2011–04–06 Behavioral Science and Security Evaluating TSA's SPOT Program – 112 H. Hrg. 65–053, Serial No. 112–11, # <u>8</u> SGI 111, 152 n 36 2013–05–29 OIG–13–91 Transportation Security Administrations Screening of Passengers by Observation Techniques (Redacted), # <u>9</u> SGI 111, 152 n 36 |

| | | |
|------------|------------|---|
| | | 2013–11–13 GAO report GAO–14–159 – TSA Should Limit Future Funding for Behavior Detection Activities (PDF normalized), # <u>10</u> SGI 111, 152 n 36 2014–03–31 Risk–Based Approaches to Airline Passenger Screening – CRS R43456, # <u>11</u> SGI 114 n 27 113 H. Hrg. 88–973, Serial No. 113–121 (May 29, 2014), # <u>12</u> SGI 114a n 28 Pseudo–Classification–Report–FINAL–5–28–2014–5, # <u>13</u> SGI 114b n 29 2016–07–07 How pervasive is misconduct at TSA – Examining findings from a joint subcommittee investigation, # <u>14</u> SGI 145a n 30 DHS OIG–15–18 Audit of Security Controls for DHS Information Systems at John F. Kennedy International Airport (Redacted) (Revised), # <u>15</u> SGI 145b n 31 DHS OIG–17–14 Summary Report on Audits of Security Controls for TSA Information Technology Systems at Airports (Redacted), # <u>16</u> SGI 148 n 32 Sai thesis – Motor imagery, action imitation, empathic accuracy, and confidence, # <u>17</u> SGI 167 n 40 HOPE Number Nine Shirt, # <u>18</u> SGI 167 n 41 US Department of HOPEland Security seal, # <u>19</u> SGI 179 2013–02–19 Massport public records request response – Attachment – Public Records response to Sai's response)(SAI,) (Entered: 02/04/2017) |
| 02/22/2017 | | MINUTE ORDER: A Telephone Conference is set for February 24, 2017, at 10:30 a.m., in Courtroom 21, before Judge Randolph D. Moss. If either party cannot be available for the hearing, that party should coordinate with the opposing party and jointly contact the Courtroom Deputy Clerk to schedule an alternative date and/or time for the conference. Signed by Judge Randolph D. Moss on 2/22/2017. (lcrdm1,) Modified on 2/23/2017 to change "Notice of Hearing" to "Minute Order" (kt). (Entered: 02/22/2017) |
| 02/23/2017 | | Set/Reset Hearings: A Telephone Conference is set for 2/24/2017, at 10:30 AM, in Courtroom 21, before Judge Randolph D. Moss. (kt) (Entered: 02/23/2017) |
| 02/24/2017 | | Minute Entry for proceedings held before Judge Randolph D. Moss: Telephone Conference held on 2/24/2017. Issues heard and addressed; Order forthcoming. (Court Reporter: Lisa Moreira). (kt) (Entered: 02/24/2017) |
| 02/24/2017 | <u>116</u> | STRICKEN Entries 116 & 116–1 in part, PURSUANT TO MINUTE ORDER FILED ON 02/24/2017.....SUPPLEMENTAL MEMORANDUM to re <u>111</u> Response to motion, <i>and supplemental affidavit and exhibits</i> filed by SAI. (Attachments: # <u>1</u> Supplemental affidavit, # <u>2</u> 2014–10–01 ACLU FOIA request re SPOT, # <u>3</u> SA 1 – 2017–02–08 ACLU Bad Trip – Debunking the TSA's "Behavior Detection" Program, # <u>4</u> SA 4 – 2015–TSLI–00004 001404–001464 extracts, # <u>5</u> SA 4 – 2015–TSLI–00004 002557–002559, # <u>6</u> SA 4 – 2015–TSLI–00004 002802–002803, # <u>7</u> SA 4 – 2015–TSLI–00004 002829–002830, # <u>8</u> SA 4 – TSA 15–00014 004356–004416 extracts, # <u>9</u> SA 4 – TSA 15–00014 004893–004895, # <u>10</u> SA 4 – TSA 15–00014 005126–005127, # <u>11</u> SA 4 – TSA 15–00014 005153–005154, # <u>12</u> SA 7 – 2009–01–23 SPOT SOP Summary of Changes and Clarifications – TSA 15–0014 007207–007275, # <u>13</u> SA 7 – 2009–03–05 Civil Liberties Impact Assessment for the SPOT Program – TSA 15–0014 007857–007880, # <u>14</u> SA 7 – 2012–10–26 Memorandum from TSA re TSA Behavioral Detection Officers – TSA 15–00014 004206–004225, # <u>15</u> SA 7 – 2013–11–22 SPOT Behavioral Indicator Reference Guide – TSA 15–0014 005363–005380, # <u>16</u> SA 7 – 2013–12 SPOT Referral Report User Guide – TSA 15–0014 007286–007308, # <u>17</u> SA 7 – 2013–12 SPOT Techniques Referral Report User Guide – TSA 15–0014 07330–007352, # <u>18</u> SA 7 – 2013–12–19 Behavior Detection and Analysis Program Office – TSA 15–0014 007353–007357, # <u>19</u> SA 7 – 2013–12–19 Behavior Detection and Analysis Program Office – TSA 15–0014 007681–007682, # <u>20</u> SA 7 – 2014–04–15 SPOT Independent Subject Matter Expert Panel – TSA 15–0014 009308–009337, # <u>21</u> SA 7 – 2015 Behavior Detection and Analysis Program Handbook – TSA 15–00014 010043–010198 (PDF optimized), # <u>22</u> SA 7 – TSA SPOT Program Overview – TSA 15–0014 012704–012709)(SAI,) Modified on 2/27/2017 (jf). (Entered: 02/24/2017) |
| 02/24/2017 | | MINUTE ORDER: At the hearing to consider Sai's request to submit additional affidavits and exhibits to his late–filed opposition to the TSA's motion for summary judgment, the Court permitted Sai to file 20 sample documents that were produced to the ACLU but not to him or that were produced with different redactions. The Court explicitly instructed that it "d[id] not want any legal argument," and it limited Sai's supplemental filing to "20 samples" and a declaration identifying the documents. Within two hours of the conclusion of the hearing, Sai submitted the 20 permitted sample documents, a "supplemental affidavit" [116–1], and, in direct contravention of the Court's instructions, a "supplemental brief in opposition to MSJ," <u>116</u> . Moreover, |

| | | |
|------------|------------|---|
| | | Sai's supplemental affidavit includes multiple paragraphs of argument. Accordingly, the Court hereby STRIKES Sai's "supplemental brief" <u>116</u> and paragraphs 8 through 20 of his "supplemental affidavit" [116-1] for failure to comply with the Court's directives. Sai is admonished that future violations of the Court's orders may result in the imposition of sanctions. The TSA's time to reply to Sai's opposition to the TSA's motion for summary judgment, as supplemented by the 20 sample documents, is hereby extended until March 9, 2017. After reviewing that brief, the Court will determine whether any additional briefing addressing the 20 sample documents, or any additional evidentiary submission, is appropriate. Signed by Judge Randolph D. Moss on 2/24/2017. (lcrdm1,) Modified on 2/24/2017 for punctuation typo (kt). (Entered: 02/24/2017) |
| 02/27/2017 | | Set/Reset Deadlines: The TSA's time to reply to Sai's opposition to the TSA's motion for summary judgment is extended until 3/9/2017. (kt) (Entered: 02/27/2017) |
| 03/07/2017 | | MINUTE ORDER: Upon consideration of Plaintiff's Motion for Leave to File Out of Time <u>112</u> and Consent Motion for Leave to File Out of Time (Amended) <u>113</u> , the motions are hereby GRANTED and Dkt. <u>111</u> is deemed FILED. Signed by Judge Randolph D. Moss on 3/7/2017. (lcrdm1,) (Entered: 03/07/2017) |
| 03/07/2017 | <u>117</u> | Consent MOTION for Leave to File Excess Pages by TRANSPORTATION SECURITY ADMINISTRATION (Attachments: # <u>1</u> Text of Proposed Order)(Walker, Johnny) (Entered: 03/07/2017) |
| 03/08/2017 | | MINUTE ORDER: Upon consideration of the Consent Motion for Leave to File Excess Pages <u>117</u> , the motion is hereby GRANTED. Defendant's reply brief shall not exceed thirty-five pages. Signed by Judge Randolph D. Moss on 3/8/2017. (lcrdm1,) (Entered: 03/08/2017) |
| 03/09/2017 | <u>118</u> | REPLY to opposition to motion re <u>99</u> MOTION for Summary Judgment filed by TRANSPORTATION SECURITY ADMINISTRATION. (Attachments: # <u>1</u> 3d Supp. Decl. of Regina McCoy, # <u>2</u> Exhibit 1)(Walker, Johnny) (Entered: 03/09/2017) |
| 04/14/2017 | | MINUTE ORDER: In accordance with its Minute Order of February 24, 2017, the Court hereby permits Sai to file a brief addressing the ACLU documents he filed on February 24, 2017 (Dkt. <u>116</u>) and responding to TSA's arguments regarding those documents (Dkt. <u>118</u> at 29-33). Sai's brief shall not exceed five pages and shall be filed on or before April 28, 2017. Signed by Judge Randolph D. Moss on 4/14/2017. (lcrdm1,) (Entered: 04/14/2017) |
| 04/14/2017 | | Set/Reset Deadlines: Sai's brief shall be filed on or before 4/28/2017. (kt) (Entered: 04/14/2017) |
| 04/17/2017 | | NOTICE of Hearing: A Telephone Conference is set for 4/25/2017, at 1:15 PM, in Courtroom 21, before Judge Randolph D. Moss. (kt) (Entered: 04/17/2017) |
| 04/17/2017 | <u>119</u> | Unopposed MOTION for Extension of Time to File <i>re April 14 minute order</i> by SAI (SAI,) (Entered: 04/17/2017) |
| 04/18/2017 | | MINUTE ORDER: Upon consideration of the Unopposed Motion for Extension <u>119</u> , the motion is hereby GRANTED. Sai may file the brief referenced in the Court's Minute Order of April 14, 2017, on or before May 5, 2017. Signed by Judge Randolph D. Moss on 4/18/2017. (lcrdm1,) (Entered: 04/18/2017) |
| 04/18/2017 | | Set/Reset Deadlines: Plaintiff's Brief due by 5/5/2017. (kt) (Entered: 04/18/2017) |
| 04/25/2017 | | Set/Reset Hearings: The Telephone Conference set for 4/25/2017 at 1:15 PM, is RESCHEDULED to 4:00 PM, in Courtroom 21, before Judge Randolph D. Moss. (kt) (Entered: 04/25/2017) |
| 04/25/2017 | | Minute Entry for proceedings held before Judge Randolph D. Moss: Telephone Conference held on 4/25/2017. Issues addressed. (Court Reporter: Jeff Hook). (kt) (Entered: 04/25/2017) |
| 05/05/2017 | <u>120</u> | SUPPLEMENTAL MEMORANDUM to re Order, <u>118</u> Reply to opposition to Motion filed by SAI. (Attachments: # <u>1</u> Affidavit, # <u>2</u> Kwoka, The Freedom of Information Act Trial, 61 American Univ. L. R. 2, 6 (2011))(SAI,) (Entered: 05/05/2017) |

| | | |
|------------|------------|--|
| 01/25/2018 | | NOTICE of Hearing: Telephone Conference set for 1/30/2018, at 11:30 AM, in Courtroom 21, before Judge Randolph D. Moss. (kt) (Entered: 01/25/2018) |
| 01/30/2018 | | Minute Entry for proceedings held before Judge Randolph D. Moss: Telephone Conference held on 1/30/2018. Oral motion by Plaintiff, to supplement the record with further documentation; HEARD, GRANTED, and limited to the documents discussed on the record. The Court will determine the relevance of the documents, and Plaintiff is reminded that no additional briefing is permitted, at this time. Plaintiff is permitted to file a one-page affidavit or declaration, that addresses the one issue of the telephone conference he participated in with the head of the TSA FOIA office. (Court Reporter: Jeff Hook.) (kt) (Entered: 01/30/2018) |
| 01/30/2018 | <u>121</u> | NOTICE of lodging by SAI re Telephone Conference,, (Attachments: # <u>1</u> Affidavit re call with TSA FOIA Office, # <u>2</u> 2017-03-02 IG Roth testimony to House OGR, # <u>3</u> 2017-07-06 OIG-17-45-MA Management Alert Regarding Inspector General Access to Information, # <u>4</u> 2017-07-20 GAO-17-608-R TSA Behavior Detection (converted), # <u>5</u> 2017-08-30 FOIA re-request re 14-cv-403, # <u>6</u> 2017-09-14 2017-TSFO-00408 Acknowledgement Letter, # <u>7</u> 2017-10-04 2017-TSFO-00408 Refusal to process Vaughn-listed documents, # <u>8</u> 2017-11-14 2017-TSFO-00408 Final response)(SAI,) (Entered: 01/30/2018) |
| 01/30/2018 | <u>122</u> | NOTICE of lodging corrected document [121-1] & re [121-4] by SAI re <u>121</u> Notice (Other),, (Attachments: # <u>1</u> Affidavit re call with TSA FOIA Office (re-exported))(SAI,) (Entered: 01/30/2018) |
| 03/08/2018 | | NOTICE of Hearing: A Telephone Conference is set for 3/13/2018, at 11:30 AM, in Courtroom 21, before Judge Randolph D. Moss. (kt) (Entered: 03/08/2018) |
| 03/13/2018 | <u>123</u> | NOTICE of lodging by SAI re Notice of Hearing (Attachments: # <u>1</u> Affidavit re documents mentioned in DHS IG report, Appx. B, # <u>2</u> 2018-02-08 DHS OIG report OIG-18-50, The TSA SSI Program Office's Identification and Redaction of Sensitive Security Information, # <u>3</u> 2009-08-12 BPO Management Services document, Redaction in eReview)(SAI,) (Entered: 03/13/2018) |
| 03/13/2018 | | Minute Entry for proceedings held before Judge Randolph D. Moss: Telephone Conference held on 3/13/2018. Plaintiff is permitted to produce a copy of the IG report to the Court, as well as the document related to the software. Plaintiff is further permitted to file an affidavit that is related to the IG report, which states the documents identified in the IG report, that are not listed in the Vaughn Index. (Court Reporter: Jeff Hook.) (kt) (Entered: 03/13/2018) |
| 03/22/2018 | | NOTICE of Hearing: Telephone Conference set for 4/5/2018, at 9:30 AM, in Courtroom 21, before Judge Randolph D. Moss. (kt) (Entered: 03/22/2018) |
| 04/05/2018 | | Minute Entry for proceedings held before Judge Randolph D. Moss: Telephone Conference held on 4/5/2018. Issues addressed. (Court Reporter: Janice Dickman.) (kt) (Entered: 04/05/2018) |
| 04/19/2018 | | MINUTE ORDER: It is hereby ORDERED that the Plaintiff provide a readable copy of the spreadsheet filed at Dkt. 111-3 at 2 to both the Court and counsel for the Defendant or before April 23, 2018. Signed by Judge Randolph D. Moss on 4/19/2018. (lcrdm1,) (Entered: 04/19/2018) |
| 04/20/2018 | | Set/Reset Deadlines: Plaintiff to provide a readable copy of the spreadsheet filed at Dkt. 111-3 at 2 to both the Court and counsel for the Defendant by 4/23/2018. (kt) (Entered: 04/20/2018) |
| 04/20/2018 | <u>124</u> | NOTICE of filing spreadsheet file of [111-3] by SAI re Order, (SAI,) (Entered: 04/20/2018) |
| 05/01/2018 | | MINUTE ORDER: It is hereby ORDERED that the Plaintiff electronically file a complete set of Defendant's productions in response to his FOIA requests on or before May 3, 2018. Signed by Judge Randolph D. Moss on 5/1/2018. (lcrdm1,) (Entered: 05/01/2018) |
| 05/02/2018 | <u>125</u> | MOTION for Extension of Time to File FOIA/PA records per May 1 minute order (partially consent), MOTION for Hearing re Order (opposed) by SAI (SAI,) (Entered: 05/02/2018) |

| | | |
|------------|------------|--|
| 05/02/2018 | | MINUTE ORDER: Upon consideration of Plaintiff's Motion for Extension of Time and Request for a Hearing <u>125</u> , it is hereby ORDERED that the motion is GRANTED in part and DENIED in part. It is hereby ORDERED that Plaintiff electronically file a complete set of Defendant's productions in response to his FOIA requests, with the exception of video footage, on or before May 10, 2018. Plaintiff may redact personal information from the records, but shall clearly indicate that any such redaction was made by Plaintiff after receipt of the relevant records from Defendant. It is further ORDERED that Plaintiff's requests for a status conference, for a joint submission verifying the completeness of Plaintiff's filing, and for an extension to file one week after any such conference are DENIED. If, after reviewing Plaintiff's submission, Defendant concludes that it is incomplete, Defendant may file any omitted records. Signed by Judge Randolph D. Moss on 5/2/2018. (lcrdm1,) (Entered: 05/02/2018) |
| 05/03/2018 | | Set/Reset Deadlines: Plaintiff to electronically file a complete set of Defendant's productions in response to his FOIA requests, with the exception of video footage, on or before 5/10/2018. (kt) (Entered: 05/03/2018) |
| 05/10/2018 | <u>126</u> | Consent MOTION for Extension of Time to File <i>FOIA/PA records per May 1 minute order (2 day)</i> by SAI (SAI,) (Entered: 05/10/2018) |
| 05/11/2018 | <u>127</u> | ADMINISTRATIVE RECORD <i>Batch 1 part 1</i> by SAI. (Attachments: # <u>1</u> Records responsive to part 1-b Bates 63-73.pdf, # <u>2</u> Records responsive to part 1-c Bates 74-140.pdf, # <u>3</u> Records responsive to part 2 Bates 408.pdf)(SAI,) (Entered: 05/11/2018) |
| 05/11/2018 | <u>128</u> | LARGE ADDITIONAL ATTACHMENT(S) <i>Batch 1 part 2</i> by SAI <u>127</u> Administrative Record filed by SAI. (Attachments: # <u>1</u> Records responsive to part 3-i Bates 409-931.pdf, # <u>2</u> Records responsive to part 4-a and 4-b Bates 932-962.pdf, # <u>3</u> Records responsive to part 4-c Bates 963-970.pdf)(SAI,) (Entered: 05/11/2018) |
| 05/11/2018 | <u>129</u> | LARGE ADDITIONAL ATTACHMENT(S) <i>Batch 1 part 3</i> by SAI <u>127</u> Administrative Record filed by SAI. (Attachments: # <u>1</u> Records responsive to part 5-a Bates 971-1181.pdf part 1)(SAI,) (Entered: 05/11/2018) |
| 05/11/2018 | <u>130</u> | LARGE ADDITIONAL ATTACHMENT(S) <i>Batch 1 part 4</i> by SAI <u>127</u> Administrative Record filed by SAI. (Attachments: # <u>1</u> Records responsive to part 5-a Bates 971-1181.pdf part 2, # <u>2</u> Records responsive to part 5-b Bates 1182-1187.pdf, # <u>3</u> Records responsive to part 6 Bates 1188-1287.pdf, # <u>4</u> Records responsive to part 7 Bates 1288-1292.pdf)(SAI,) (Entered: 05/11/2018) |
| 05/11/2018 | <u>131</u> | LARGE ADDITIONAL ATTACHMENT(S) <i>Batch 1 part 5 of 5</i> by SAI <u>127</u> Administrative Record filed by SAI. (Attachments: # <u>1</u> Records responsive to part 9 Bates 1325-1789.pdf part 1, # <u>2</u> Records responsive to part 9 Bates 1325-1789.pdf part 2)(SAI,) (Entered: 05/11/2018) |
| 05/11/2018 | <u>132</u> | ADMINISTRATIVE RECORD <i>Batch 2 part 1</i> by SAI. (Attachments: # <u>1</u> Records responsive to part 1-d Bates 1828-1897.pdf, # <u>2</u> Records responsive to part 1-e Bates 1898-1911.pdf, # <u>3</u> Records responsive to part 1-f Bates 1912-2238.pdf part 1)(SAI,) (Entered: 05/11/2018) |
| 05/11/2018 | <u>133</u> | LARGE ADDITIONAL ATTACHMENT(S) <i>Batch 2 part 2</i> by SAI <u>132</u> Administrative Record, filed by SAI. (Attachments: # <u>1</u> Records responsive to part 1-f Bates 1912-2238.pdf part 2, # <u>2</u> Records responsive to part 3 Bates 2239-2349.pdf)(SAI,) (Entered: 05/11/2018) |
| 05/11/2018 | <u>134</u> | LARGE ADDITIONAL ATTACHMENT(S) <i>Batch 2 part 3</i> by SAI <u>132</u> Administrative Record, filed by SAI. (Attachments: # <u>1</u> Records responsive to part 5-b Bates 2350-2443.pdf, # <u>2</u> Records responsive to part 9 Bates 2444-3222.pdf part 1)(SAI,) (Entered: 05/11/2018) |
| 05/11/2018 | <u>135</u> | LARGE ADDITIONAL ATTACHMENT(S) <i>Batch 2 part 4 of 4</i> by SAI <u>132</u> Administrative Record, filed by SAI. (Attachments: # <u>1</u> Records responsive to part 9 Bates 2444-3222.pdf part 2, # <u>2</u> Records responsive to part 9 Bates 2444-3222.pdf part 3, # <u>3</u> SAI draft 2nd interim release letter 081915.pdf)(SAI,) (Entered: 05/11/2018) |
| 05/11/2018 | <u>136</u> | ADMINISTRATIVE RECORD <i>Batch 3 part 1</i> by SAI. (Attachments: # <u>1</u> Records responsive to part 1-f Bates 003232 - 003538.pdf part 1, # <u>2</u> Records responsive to |

| | | |
|------------|------------|--|
| | | part 1–f Bates 003232 – 003538.pdf part 2)(SAI,) (Entered: 05/11/2018) |
| 05/11/2018 | <u>137</u> | LARGE ADDITIONAL ATTACHMENT(S) <i>Batch 3 part 2</i> by SAI <u>136</u> Administrative Record filed by SAI. (Attachments: # <u>1</u> Records responsive to part 1–f Bates 003232 – 003538.pdf part 3, # <u>2</u> Records responsive to part 1–f Bates 003232 – 003538.pdf part 4)(SAI,) (Entered: 05/11/2018) |
| 05/11/2018 | <u>138</u> | LARGE ADDITIONAL ATTACHMENT(S) <i>Batch 3 part 3</i> by SAI <u>136</u> Administrative Record filed by SAI. (Attachments: # <u>1</u> Records responsive to part 1–f Bates 003232 – 003538.pdf part 5, # <u>2</u> Records responsive to part 1–f Bates 003232 – 003538.pdf part 6)(SAI,) (Entered: 05/11/2018) |
| 05/11/2018 | <u>139</u> | LARGE ADDITIONAL ATTACHMENT(S) <i>Batch 3 part 4 of 4</i> by SAI <u>136</u> Administrative Record filed by SAI. (Attachments: # <u>1</u> Records responsive to part 9 Bates 2444–3222.pdf part 7, # <u>2</u> Records responsive to part 3–a Bates 003561 – 003573.pdf, # <u>3</u> Records responsive to part 5–b Bates 003223 –003231.pdf, # <u>4</u> Third Interim Release Letter 10 30 15.pdf)(SAI,) (Entered: 05/11/2018) |
| 05/11/2018 | <u>140</u> | ADMINISTRATIVE RECORD <i>Batch 4 (one part; video in links)</i> by SAI. (Attachments: # <u>1</u> Corrected Remand Response Letter 2016–TSAP–00050.pdf)(SAI,) (Entered: 05/11/2018) |
| 05/11/2018 | | MINUTE ORDER: Upon consideration of Plaintiff's Consent Motion for Extension of Time <u>126</u> , it is hereby ORDERED that the motion is GRANTED. Plaintiff shall electronically file a complete set of Defendant's productions in response to his FOIA requests, with the exception of video footage, on or before May 12, 2018. Signed by Judge Randolph D. Moss on 5/11/2018. (lcrdm1,) (Entered: 05/11/2018) |
| 05/11/2018 | | Set/Reset Deadlines: Plaintiff shall electronically file a complete set of Defendant's productions in response to his FOIA requests, with the exception of video footage, on or before 5/12/2018. (kt) (Entered: 05/11/2018) |
| 05/12/2018 | <u>141</u> | ADMINISTRATIVE RECORD <i>Batch 5</i> by SAI. (Attachments: # <u>1</u> 2013–TSFO–01096 Response Letter SIGNED.pdf redacted, # <u>2</u> Final Release Document.pdf)(SAI,) (Entered: 05/12/2018) |
| 05/12/2018 | <u>142</u> | ADMINISTRATIVE RECORD <i>Batch 6</i> by SAI. (Attachments: # <u>1</u> 2013–tspa–00339 interim release letter 8–8–14 signed and dated.pdf redacted, # <u>2</u> Interim Release Documents August 8 2014pt 1.pdf redacted, # <u>3</u> Interim Release Documents August 8 2014 pt 2.pdf redacted)(SAI,) (Entered: 05/12/2018) |
| 05/12/2018 | <u>143</u> | ADMINISTRATIVE RECORD <i>Batch 7</i> by SAI. (Attachments: # <u>1</u> 2013–TSPA–00368 Interim response signed and dated.pdf redacted, # <u>2</u> Interim Release Documents August 8 2014.pdf redacted)(SAI,) (Entered: 05/12/2018) |
| 05/12/2018 | <u>144</u> | ADMINISTRATIVE RECORD <i>Batch 8 part 1</i> by SAI. (Attachments: # <u>1</u> Signed 2013–TSPA–00339 Final Release Letter signed and dated.pdf, # <u>2</u> 'SFO Complaints'.pdf, # <u>3</u> Response Documents DMD part 1.pdf redacted)(SAI,) (Entered: 05/12/2018) |
| 05/12/2018 | <u>145</u> | LARGE ADDITIONAL ATTACHMENT(S) <i>Batch 8 part 2 of 2</i> by SAI <u>144</u> Administrative Record filed by SAI. (Attachments: # <u>1</u> Response Documents DMD part 2.pdf redacted, # <u>2</u> Response Documents DMD part 3.pdf redacted)(SAI,) (Entered: 05/12/2018) |
| 05/12/2018 | <u>146</u> | ADMINISTRATIVE RECORD <i>Batch 9</i> by SAI. (Attachments: # <u>1</u> Signed 2013–TSPA–00368 final release letter v4 signed and dated.pdf, # <u>2</u> 'Final Release part 1'.pdf redacted, # <u>3</u> 'Final Release part 2'.pdf, # <u>4</u> 'Final Release part 3' – redacted.pdf)(SAI,) (Entered: 05/12/2018) |
| 05/12/2018 | <u>147</u> | Consent MOTION for Extension of Time to File <i>FOIA/PA records per May 1 minute order (until Friday May 18)</i> by SAI (SAI,) (Entered: 05/12/2018) |
| 05/14/2018 | | MINUTE ORDER: Upon consideration of the Consent Motion for Extension of Time, <u>147</u> , it is hereby ORDERED that the motion is GRANTED in part and DENIED in part. Plaintiff shall electronically file documents Bates stamped numbers 141 through 408 on or before 5:00 p.m. Eastern Standard Time, on May 16, 2018. Plaintiff shall electronically file all remaining documents in Defendant's productions in response to |

| | | |
|------------|------------|---|
| | | his FOIA requests, with the exception of video footage, on or before 5:00 p.m. Eastern Standard Time, on May 18, 2018. Signed by Judge Randolph D. Moss on 5/14/2018. (lcrdm1,) (Entered: 05/14/2018) |
| 05/14/2018 | | Set/Reset Deadlines: Plaintiff shall electronically file documents Bates stamped numbers 141 through 408 by 5:00 p.m. EST, on 5/16/2018; Plaintiff shall electronically file all remaining documents in Defendant's productions in response to his FOIA requests by 5:00 p.m. EST, on 5/18/2018. (kt) (Entered: 05/14/2018) |
| 05/14/2018 | <u>148</u> | RESPONSE TO ORDER OF THE COURT re Order on Motion for Extension of Time to File,, <i>re first part (Bates 141-408)</i> filed by SAI. (SAI,) (Entered: 05/14/2018) |
| 05/14/2018 | | MINUTE ORDER: In light of Plaintiff's Response to the Order of the Court, <u>148</u> , the Court's Minute Order (May 14, 2018) is hereby modified as follows: Plaintiff shall electronically file all remaining documents in Defendant's productions in response to his FOIA requests, with the exception of video footage, on or before 5:00 p.m. Eastern Standard Time, on May 18, 2018. It is further ORDERED that Plaintiff will file with the Court the following documents referenced in his Affidavit and Statement of Genuine Issues Still in Dispute, Dkt. 111-2, on or before 5:00 p.m. Eastern Standard Time, on May 16, 2018: (1) "2013-TSPA-00368 Bates 003-004, 006-007; 2013-TSFO-01096 Bates 009-010," Dkt. 111-2 at 2 (Sai Aff. ¶ 8); (2) "2013-TSPA-00339... Bates 130-134, 145," Dkt. 111-2 at 5-6 (Sai Aff. ¶ 27); (3) "2013-TSPA-00339... Bates 458, 520, 540," Dkt. 111-2 at 5-6 (Sai Aff. ¶ 27); (4) "2013-TSPA-00339 Bates 266... 428, 431[,],... 106[,],... 294, 295, 300[,],... 214[,],... 287," Dkt. 111-2 at 22 (Sai Aff. ¶ 116); (5) "2013-TSPA-00368 001-002, 011-014[,], 017, 020-021, 023; 2013-TSPA-00339 113, 135, 181, 211, 214, 254, 279, 284, 481, 520; 2015-TSLI-00004 002239-002346, 002350-002399, 003574-003932," Dkt. 111-2 at 22 (Sai Aff. ¶ 117); (6) "2013-TSPA-00339 Bates 474," Dkt. 111-2 at 25 (Sai Aff. ¶ 139); (7) "2013-TSPA-00339 268-271," Dkt. 111-2 at 25 (Sai Aff. ¶ 339). To the extent that these documents have already been provided to the Court, Plaintiff shall file a notice with the Court identifying the docket number and page number(s) of the documents listed, on or before 5:00 p.m. Eastern Standard Time, on May 16, 2018. The submission should not contain any argument. Signed by Judge Randolph D. Moss on 5/14/2018. (lcrdm1,) (Entered: 05/14/2018) |
| 05/15/2018 | <u>149</u> | RESPONSE TO ORDER OF THE COURT re Order,,,,,, <i>table of ECF & page numbers for requested portions</i> filed by SAI. (SAI,) (Entered: 05/15/2018) |
| 05/17/2018 | <u>150</u> | ADMINISTRATIVE RECORD <i>Batch 10</i> by SAI. (Attachments: # <u>1</u> Records responsive to part 1-b Bates 63-73.pdf, # <u>2</u> Records responsive to part 1-c Bates 74-140.pdf, # <u>3</u> Records responsive to part 4-a and 4-b Bates 932-962.pdf, # <u>4</u> Records responsive to part 4-c Bates 963-970.pdf, # <u>5</u> Records responsive to part 5-b Bates 1182-1187.pdf, # <u>6</u> Records responsive to part 7 Bates 1288-1292.pdf, # <u>7</u> Signed Response Letter 073015.pdf)(SAI,) (Entered: 05/17/2018) |
| 05/17/2018 | <u>151</u> | ADMINISTRATIVE RECORD <i>Batch 11</i> by SAI. (Attachments: # <u>1</u> Sai Unperfected Acknowledgment 2015-0268.pdf)(SAI,) (Entered: 05/17/2018) |
| 05/17/2018 | <u>152</u> | ADMINISTRATIVE RECORD <i>Batch 12 - 2015-10-27 2016-TSPA-00009 and 2016-TSPA-00010 (email)</i> by SAI. (Attachments: # <u>1</u> Sai Acknowledgment Letter 00009 and 00010.pdf)(SAI,) (Entered: 05/17/2018) |
| 05/17/2018 | <u>153</u> | ADMINISTRATIVE RECORD <i>Batch 13 - 2015-11-30 2016-TSPA-00010 (email)</i> by SAI. (Attachments: # <u>1</u> signed release letter.pdf)(SAI,) (Entered: 05/17/2018) |
| 05/17/2018 | <u>154</u> | ADMINISTRATIVE RECORD <i>Batch 14 - 2016-01-06 2016-TSPA-00009 (email)</i> by SAI. (Attachments: # <u>1</u> TSA - No Records Response Letter fo FOIA Reqeusts 072814.pdf)(SAI,) (Entered: 05/17/2018) |
| 05/17/2018 | <u>155</u> | ADMINISTRATIVE RECORD <i>Batch 15 - 2016-02-29 2015-TSLI-00004 (email via counsel)</i> by SAI. (Attachments: # <u>1</u> 2015-TSLI-00004 (Sai) Final Release Letter.pdf)(SAI,) (Entered: 05/17/2018) |
| 05/17/2018 | <u>156</u> | ADMINISTRATIVE RECORD <i>Batch 16 part 1 - 2016-06-10 Bates-stamped pages (email from TSA counsel)</i> by SAI. (Attachments: # <u>1</u> BOS Request (2013-TSPA-00368) Released Records_Bates 001-093.pdf redacted, # <u>2</u> BOS |

| | | |
|------------|------------|--|
| | | Request (2013-TSPA-00368) Released Records_Bates 094-189.pdf, # <u>3</u> BOS Request (2013-TSPA-00368) Released Records_Bates 190-236.pdf redacted, # <u>4</u> CCTV Request 2013-TSFO-01096 Released Records_Bates 001-018.pdf)(SAI,) (Entered: 05/17/2018) |
| 05/17/2018 | <u>157</u> | LARGE ADDITIONAL ATTACHMENT(S) <i>Batch 16 part 2 - 2016-06-10 Bates-stamped pages (email from TSA counsel)</i> by SAI <u>156</u> Administrative Record, filed by SAI. (Attachments: # <u>1</u> SFO Request 2013-TSPA-00339 Released Records_Bates 001-072.pdf redacted, # <u>2</u> SFO Request 2013-TSPA-00339 Released Records_Bates 073-150.pdf redacted, # <u>3</u> SFO Request 2013-TSPA-00339 Released Records_Bates 151-249.pdf redacted)(SAI,) (Entered: 05/17/2018) |
| 05/17/2018 | <u>158</u> | LARGE ADDITIONAL ATTACHMENT(S) <i>Batch 16 part 3 of 3 - 2016-06-10 Bates-stamped pages (email from TSA counsel)</i> by SAI <u>156</u> Administrative Record, filed by SAI. (Attachments: # <u>1</u> SFO Request 2013-TSPA-00339 Released Records_Bates 250-355.pdf redacted, # <u>2</u> SFO Request 2013-TSPA-00339 Released Records_Bates 356-440.pdf redacted, # <u>3</u> SFO Request 2013-TSPA-00339 Released Records_Bates 441-611.pdf redacted)(SAI,) (Entered: 05/17/2018) |
| 05/17/2018 | <u>159</u> | ADMINISTRATIVE RECORD <i>Batch 17 - 2016-08-26 post CADC 15-5201 (email via counsel)</i> by SAI. (Attachments: # <u>1</u> BOS Request Bates page 008_a.pdf redacted, # <u>2</u> BOS Request Bates page 009_a.pdf redacted, # <u>3</u> SFO Request Bates page 474_a.pdf)(SAI,) (Entered: 05/17/2018) |
| 05/17/2018 | <u>160</u> | ADMINISTRATIVE RECORD <i>Batch 18 - 2016-10-19 spreadsheets rerelease (email from TSA counsel)</i> by SAI. (Attachments: # <u>1</u> _BOS Request Amended Bates pages_.pdf, # <u>2</u> _SFO Request Amended Bates pages 584_b & 585_a & 586_a_.pdf, # <u>3</u> _SFO Request Amended Bates pages_.pdf)(SAI,) (Entered: 05/17/2018) |
| 05/17/2018 | <u>161</u> | RESPONSE TO ORDER OF THE COURT re Order,,,,,, <i>filing completed; pointer to authoritative Bates references</i> filed by SAI. (SAI,) (Entered: 05/17/2018) |
| 05/24/2018 | <u>162</u> | MEMORANDUM OPINION AND ORDER: Defendant's Motion for Summary Judgment, <u>99</u> , is GRANTED in part and DENIED in part. See document for details. Signed by Judge Randolph D. Moss on 5/24/2018. (lcrdm1,) (Entered: 05/24/2018) |
| 05/25/2018 | <u>163</u> | NOTICE <i>Letter re: May 24 Opinion</i> by SAI re <u>162</u> Memorandum & Opinion (Attachments: # <u>1</u> Sai v Pekoske CA1 15-2356 2017-09-30 6123177 Sai Letter re pronoun usage)(SAI,) Modified text on 5/29/2018 (ztd). (Entered: 05/25/2018) |
| 05/25/2018 | | MINUTE ORDER: The parties are hereby ORDERED to appear for a scheduling conference on May 30, 2018, at 2:00 p.m., in Courtroom 21. Should either party wish to appear telephonically, that party shall contact the Courtroom Deputy Clerk at (202) 354-3084 to make the necessary arrangements. Signed by Judge Randolph D. Moss on 5/25/2018. (lcrdm1,) (Entered: 05/25/2018) |
| 05/25/2018 | <u>164</u> | RESPONSE TO ORDER OF THE COURT re Order, <i>notice of unavailability May 30; request for video (or alternatively phone) appearance</i> filed by SAI. (SAI,) (Entered: 05/25/2018) |
| 05/25/2018 | | Set/Reset Hearings: Scheduling Conference scheduled for 5/30/2018, at 2:00 PM, in Courtroom 21 before Judge Randolph D. Moss. (hmc) (Entered: 05/25/2018) |
| 05/29/2018 | | MINUTE ORDER: Upon consideration of Plaintiff's Notice of Unavailability <u>164</u> , it is hereby ORDERED that the Scheduling Conference currently scheduled for May 30, 2018, is hereby VACATED and RESCHEDULED for June 1, 2018, at 10:00 a.m., in Courtroom 21. Plaintiff's request to appear by video is DENIED. Should Plaintiff wish to appear telephonically, Plaintiff is directed to contact the Courtroom Deputy Clerk at (202) 354-3084 to make the necessary arrangements. Signed by Judge Randolph D. Moss on 5/29/2018. (lcrdm1,) Modified on 5/29/2018 to change "status conference" to "scheduling conference" (kt). (Entered: 05/29/2018) |
| 05/29/2018 | | Set/Reset Hearings: The Scheduling Conference set for 5/30/2018 is VACATED and RESCHEDULED for 6/1/2018, at 10:00 AM, in Courtroom 21, before Judge Randolph D. Moss. (kt) (Entered: 05/29/2018) |
| 06/01/2018 | | Minute Entry for proceedings held before Judge Randolph D. Moss: Scheduling Conference held on 6/1/2018. Defendant's renewed motion for summary judgment due |

| | | |
|------------|------------|---|
| | | by 9/28/2018; Plaintiff's opposition and cross motion, if any, due by 11/16/2018; Defendant's reply and cross opposition, if any, due by 12/14/2018; Plaintiff's final reply, if any, due by 1/31/2019. Plaintiff's list of page numbers due by 6/15/2018. (Court Reporter: Jeff Hook.) (kt) (Entered: 06/01/2018) |
| 06/02/2018 | <u>165</u> | RESPONSE re Scheduling Conference,, Set Deadlines, <i>re gender edit; clarification; & blindness</i> filed by SAI. (Attachments: # <u>1</u> Sai v TSA DCD 1-14-cv-00403-RDM 2018-05-24 162 Court Opinion and order on MSJ – gender edited – clean)(SAI,) (Entered: 06/02/2018) |
| 06/15/2018 | <u>166</u> | RESPONSE TO ORDER OF THE COURT re Order,, <i>listing issues not in Op. end list, 552(a)(1,2) parts, spreadsheets (Op. p. 17 & 24), factual withholdings (Op. issue #8), (b)(6) withholdings (missing from Op. p. 64), & "(k)(2)" withholdings (not addressed)</i> filed by SAI. (SAI,) (Entered: 06/15/2018) |
| 06/20/2018 | <u>167</u> | ENTERED IN ERROR. . . .RESPONSE re <u>166</u> Response to Order of the Court, filed by TRANSPORTATION SECURITY ADMINISTRATION. (Walker, Johnny) Modified on 6/21/2018 (ztd). (Entered: 06/20/2018) |
| 06/20/2018 | <u>168</u> | RESPONSE re <u>166</u> Response to Order of the Court, (<i>CORRECTED</i>) filed by TRANSPORTATION SECURITY ADMINISTRATION. (Walker, Johnny) (Entered: 06/20/2018) |
| 06/21/2018 | | NOTICE of Hearing: Telephone Conference set for 6/26/2018, at 10:00 AM, in Courtroom 21, before Judge Randolph D. Moss. (kt) (Entered: 06/21/2018) |
| 06/21/2018 | | NOTICE OF CORRECTED DOCKET ENTRY: re <u>167</u> Response to Document was entered in error and counsel refiled said pleading as docket entry no. <u>168</u> . (ztd) (Entered: 06/21/2018) |
| 06/26/2018 | | Minute Entry for proceedings held before Judge Randolph D. Moss: Telephone Conference held on 6/26/2018. Order forthcoming as to Plaintiff's oral motion to amend the complaint. (Court Reporter: Jeff Hook.) (kt) (Entered: 06/26/2018) |
| 06/26/2018 | <u>169</u> | RESPONSE TO ORDER OF THE COURT re Order,,,,,, <i>Letter re June 26, 2018 hearing & lodged amendment of letter <u>166</u></i> filed by SAI. (Attachments: # <u>1</u> (Lodged) Amended response <u>166</u> to order to identify content)(SAI,) (Entered: 06/26/2018) |
| 07/11/2018 | <u>170</u> | MEMORANDUM AND OPINION AND ORDER denying Plaintiff's oral motion to clarify or amend the operative complaint. Signed by Judge Randolph D. Moss on 7/11/2018. (lcrdm1,) (Entered: 07/11/2018) |
| 09/20/2018 | | MINUTE ORDER: The parties are hereby ORDERED to appear for a status conference on October 2, 2018, at 10:00 a.m., in Courtroom 21. Should either party wish to appear telephonically, that party shall contact the Courtroom Deputy Clerk at (202) 354-3084 to make the necessary arrangements. Signed by Judge Randolph D. Moss on 9/20/2018. (lcrdm1,) (Entered: 09/20/2018) |
| 09/21/2018 | | Set/Reset Hearings: Status Conference set for 10/2/2018, at 10:00 AM, in Courtroom 21, before Judge Randolph D. Moss. (kt) (Entered: 09/21/2018) |
| 09/24/2018 | <u>171</u> | Consent MOTION to Continue <i>the October 2, 2018, Status Conference</i> by TRANSPORTATION SECURITY ADMINISTRATION (Attachments: # <u>1</u> Text of Proposed Order)(Walker, Johnny) (Entered: 09/24/2018) |
| 09/25/2018 | | MINUTE ORDER: Upon consideration of the Consent Motion to Reschedule Status Conference <u>171</u> , it is hereby ORDERED that the motion is GRANTED. The status conference currently scheduled for October 2, 2018, at 10:00 a.m., is hereby VACATED and RESCHEDULED for October 2, 2018, at 11:30 a.m., in Courtroom 21. Signed by Judge Randolph D. Moss on 9/25/2018. (lcrdm1,) (Entered: 09/25/2018) |
| 09/25/2018 | | Set/Reset Hearings: The Status Conference set for 10/2/2018, at 10:00 AM is RESCHEDULED to 11:30 AM, in Courtroom 21, before Judge Randolph D. Moss. (kt) (Entered: 09/25/2018) |
| 09/25/2018 | <u>172</u> | AMENDED MEMORANDUM OPINION AND ORDER: Defendant's Motion for Summary Judgment, <u>99</u> , is GRANTED in part and DENIED in part. See document for details. Signed by Judge Randolph D. Moss on 9/25/2018. (lcrdm1,) (Entered: 09/25/2018) |

| | | |
|------------|------------|---|
| | | 09/25/2018) |
| 09/26/2018 | <u>173</u> | RESPONSE re <u>172</u> Memorandum & Opinion – <i>letter of thanks, and diff of 162 vs 172 for benefit of opposing counsel & public</i> filed by SAI. (Attachments: # <u>1</u> Diff of pre <u>162</u> & post <u>172</u> amendment opinion)(SAI,) (Entered: 09/26/2018) |
| 09/28/2018 | <u>174</u> | Second MOTION for Summary Judgment by TRANSPORTATION SECURITY ADMINISTRATION (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Statement of Facts, # <u>3</u> Declaration of Terri Miller (with exhibits), # <u>4</u> Text of Proposed Order)(Walker, Johnny) (Entered: 09/28/2018) |
| 10/01/2018 | <u>175</u> | FOX/NEAL ORDER: Plaintiff is hereby ORDERED to respond to Defendant's Motion for Summary Judgment, Dkt. <u>174</u> , on or before November 16, 2018. See document for details. Signed by Judge Randolph D. Moss on 10/01/2018. (lcrdm1,) (Entered: 10/01/2018) |
| 10/02/2018 | | Set/Reset Deadlines: Plaintiff's Response to Motion for Summary Judgment due by 11/16/2018. (kt) (Entered: 10/02/2018) |
| 10/02/2018 | | Minute Entry for proceedings held before Judge Randolph D. Moss: Status Conference held on 10/2/2018. The Court grants Plaintiff leave to file/re-file, under seal, an IFP application/motion; IF the Court grants Plaintiff IFP status, then Plaintiff will be granted leave to file any motion for appointment of counsel, under seal and ex parte. (Court Reporter: Jeff Hook.) (kt) Modified on 10/3/2018 to reflect what was stated on the record (kt). (Entered: 10/02/2018) |
| 10/04/2018 | <u>176</u> | SEALED MOTION filed by SAI. (This document is SEALED and only available to authorized persons.) (Attachments: # <u>1</u> Public Affidavit, # <u>2</u> Text of Proposed Order First, # <u>3</u> Supplemental IFP Affidavit – erratum – Sealed and Ex Parte, # <u>4</u> Text of Proposed Order Second, # <u>5</u> Supplemental IFP brief, # <u>6</u> Third Supplemental IFP affidavit – Sealed and Ex Parte, # <u>7</u> Second supplemental IFP affidavit – Sealed and Ex Parte, # <u>8</u> TSA Response re IFP Motion, # <u>9</u> Sai re renewed IFP etc motion, # <u>10</u> Sai Renewed Motion to Proceed In Forma Pauperis, # <u>11</u> Sai Memorandum in Support of Motion for IFP, # <u>12</u> Fourth supplemental IFP affidavit – Sealed and Ex Parte, # <u>13</u> Supplemental IFP affidavit – Sealed and Ex parte, # <u>14</u> Renewed IFP etc motion – IFP affidavit Sealed and Ex Parte, # <u>15</u> ULS Financial Eligibility Guidelines)(ztd) (Entered: 10/11/2018) |
| 10/17/2018 | | MINUTE ORDER: Upon consideration of Plaintiff's sealed application to proceed in forma pauperis, Dkt. <u>176</u> , it is hereby ORDERED that this motion is GRANTED on a prospective basis. In addition, Plaintiff is now GRANTED leave to file a motion, under seal and ex parte, for appointment of counsel. Signed by Judge Randolph D. Moss on 10/17/2018. (lcrdm1,) (Entered: 10/17/2018) |
| 10/17/2018 | <u>178</u> | SEALED MOTION filed by SAI. (This document is SEALED and only available to authorized persons.) (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit, # <u>3</u> Exhibit, # <u>4</u> Exhibit, # <u>5</u> Exhibit, # <u>6</u> Exhibit, # <u>7</u> Exhibit)(ztd) (Entered: 10/23/2018) |
| 10/18/2018 | <u>177</u> | ERRATA <i>re sealed renewed motion for IFP status (re filing fee refund)</i> by SAI Order, <u>176</u> SEALED MOTION filed by SAI. (This document is SEALED and only available to authorized persons.) filed by SAI. (SAI,) (Entered: 10/18/2018) |
| 10/18/2018 | | MINUTE ORDER: Plaintiff has filed an "[a]ddendum re sealed renewed motion for IFP status," Dkt. <u>177</u> . The Court interprets this "addendum" as a motion for reconsideration seeking additional relief not sought in Plaintiff's sealed motion for in forma pauperis status, Dkt. <u>176</u> . It is hereby ORDERED that the motion for reconsideration is DENIED. Signed by Judge Randolph D. Moss on 10/18/2018. (lcrdm1,) (Entered: 10/18/2018) |
| 10/24/2018 | | MINUTE ORDER: Upon consideration of Plaintiff's motion for appointment of counsel, filed ex parte and under seal <u>178</u> , it is hereby ORDERED that the motion is GRANTED. The Clerk of Court shall identify a member of the Civil Pro Bono Panel to represent Plaintiff in this matter. D.D.C. L.R. 83.11(b)(4). Signed by Judge Randolph D. Moss on 10/24/2018. (lcrdm1,) (Entered: 10/24/2018) |
| 10/25/2018 | <u>179</u> | Consent MOTION to Hold in Abeyance <i>pending appointment of counsel</i> , Consent MOTION to Stay <i>all deadlines, to restore original time to respond + 30 days</i> , Unopposed MOTION for Hearing <i>sealed (closed court) & partially ex parte</i> by SAI |

| | | |
|------------|------------|---|
| | | (SAI,) (Entered: 10/25/2018) |
| 10/26/2018 | | MINUTE ORDER: Upon consideration of Plaintiff's motion, Dkt. <u>179</u> , it is hereby ORDERED that the motion is GRANTED with respect to Plaintiff's request to stay the case for 57 days, and is otherwise DENIED. It is hereby ORDERED that the case shall be stayed until December 22, 2018, or until further order of this Court, to permit appointed counsel to appear. Signed by Judge Randolph D. Moss on 10/26/2018. (lcrdm1,) (Entered: 10/26/2018) |
| 10/29/2018 | <u>180</u> | ENTERED IN ERROR. . . . MOTION for Leave to Proceed in forma pauperis, MOTION for CM/ECF Password, MOTION for Declaratory Judgment, MOTION for Permanent Injunction by SAI (ztd) Modified on 11/1/2018 (ztd). (Entered: 10/31/2018) |
| 10/29/2018 | | NOTICE OF CORRECTED DOCKET ENTRY: re <u>180</u> MOTION for Leave to Proceed in forma pauperis MOTION for CM/ECF Password MOTION for Declaratory Judgment MOTION for Permanent Injunction was entered in error per plaintiff. Document is to initiate a new miscellaneous case action. (ztd) (Entered: 11/01/2018) |
| 04/25/2019 | <u>181</u> | NOTICE of Appearance– Pro Bono by Jeffrey T. Green on behalf of SAI (Green, Jeffrey) (Entered: 04/25/2019) |
| 07/10/2019 | | MINUTE ORDER: In light of the notice of appearance of pro bono counsel Jeffrey Green, Dkt. <u>181</u> , it is hereby ORDERED that the parties shall file a joint status report on or before July 26, 2019, proposing a schedule for further proceedings in this matter. Signed by Judge Randolph D. Moss on 7/10/2019. (lcrdm1,) (Entered: 07/10/2019) |
| 07/10/2019 | | MINUTE ORDER: Upon consideration of Plaintiff's sealed motion, Dkt. <u>176</u> , it is hereby ORDERED that the motion is DENIED without prejudice. Plaintiff's appointed counsel may refile the motion, if appropriate. Signed by Judge Randolph D. Moss on 7/10/2019. (lcrdm1,) (Entered: 07/10/2019) |
| 07/11/2019 | | Set/Reset Deadlines: Joint Status Report due by 7/25/2019. (kt) (Entered: 07/11/2019) |
| 07/25/2019 | <u>182</u> | Joint STATUS REPORT by SAI. (Attachments: # <u>1</u> Certificate of Service)(Green, Jeffrey) (Entered: 07/25/2019) |
| 07/29/2019 | | MINUTE ORDER: Upon consideration of the parties' joint status report, Dkt. <u>182</u> , it is hereby ORDERED that the following schedule shall govern further proceedings in this matter: (1) Plaintiff's opposition to Defendant's second motion for summary judgment and cross–motions shall be filed on or before September 5, 2019; (2) Defendant's reply and opposition to any cross–motions shall be filed on or before October 18, 2019; and (3) Plaintiff's reply shall be filed on or before November 8, 2019. Signed by Judge Randolph D. Moss on 7/29/2019. (lcrdm1,) (Entered: 07/29/2019) |
| 07/29/2019 | | Set/Reset Deadlines: Plaintiff's opposition to Defendant's second motion for summary judgment and cross–motions due by 9/5/2019. Defendant's reply and opposition to any cross–motions due by 10/18/2019. Plaintiff's reply due by 11/8/2019. (hmc) (Entered: 07/29/2019) |
| 08/16/2019 | <u>183</u> | <p>TRANSCRIPT OF STATUS CONFERENCE before Judge Randolph D. Moss held on October 2, 2018. Page Numbers: 1 – 22. Date of Issuance: August 16, 2019. Court Reporter: Jeff Hook. Telephone number: 202–354–3373. Transcripts may be ordered by submitting the <u>Transcript Order Form</u></p> <p>For the first 90 days after this filing date, the transcript may be viewed at the courthouse at a public terminal or purchased from the court reporter referenced above. After 90 days, the transcript may be accessed via PACER. Other transcript formats, (multi–page, condensed, CD or ASCII) may be purchased from the court reporter.</p> <p>NOTICE RE REDACTION OF TRANSCRIPTS: The parties have twenty–one days to file with the court and the court reporter any request to redact personal identifiers from this transcript. If no such requests are filed, the transcript will be made available to the public via PACER without redaction after 90 days. The policy, which includes the five personal identifiers specifically covered, is located on our website at www.dcd.uscourts.gov.</p> |

| | | |
|------------|------------|--|
| | | Redaction Request due 9/6/2019. Redacted Transcript Deadline set for 9/16/2019. Release of Transcript Restriction set for 11/14/2019.(Hook, Jeff) (Entered: 08/16/2019) |
| 09/05/2019 | <u>184</u> | Memorandum in opposition to re <u>174</u> Second MOTION for Summary Judgment <i>Plaintiff's Opposition</i> filed by SAI. (Attachments: # <u>1</u> Text of Proposed Order Proposed Order For Denial Of Defendant's Renewed Motion For Summary Judgment, # <u>2</u> Statement of Facts Plaintiff's Counterstatement and Statement of Additional Facts, # <u>3</u> Certificate of Service Certificate of Service)(Green, Jeffrey) (Entered: 09/05/2019) |
| 09/05/2019 | <u>185</u> | Cross MOTION for Partial Summary Judgment by SAI (Attachments: # <u>1</u> Memorandum in Support Memorandum in Support for Motion for Partial Summary Judgment, # <u>2</u> Text of Proposed Order Proposed Order for Partial Summary Judgment, # <u>3</u> Statement of Facts Plaintiff's Statement of Material Facts, # <u>4</u> Certificate of Service Certificate of Service)(Green, Jeffrey) (Entered: 09/05/2019) |
| 10/07/2019 | | MINUTE ORDER: In light of Plaintiff's representation by counsel, it is hereby ORDERED that the stay entered to permit appointed counsel to appear, Minute Order (Oct. 26, 2018), is LIFTED. The parties shall proceed in accordance with the briefing schedule set out in the Courts July 29, 2019 Minute Order. Signed by Judge Randolph D. Moss on 10/7/19. (lcrdm1) (Entered: 10/07/2019) |
| 10/17/2019 | <u>186</u> | Unopposed MOTION for Extension of Time to File Response/Reply as to <u>174</u> Second MOTION for Summary Judgment , <u>185</u> Cross MOTION for Partial Summary Judgment by TRANSPORTATION SECURITY ADMINISTRATION (Attachments: # <u>1</u> Text of Proposed Order)(Walker, Johnny) (Entered: 10/17/2019) |
| 10/18/2019 | | MINUTE ORDER: Upon consideration of Defendant's unopposed motion for extension, Dkt. <u>186</u> , it is hereby ORDERED that the motion is GRANTED. It is further ORDERED that Defendant shall file its reply in support of its motion for summary judgment and its response to Plaintiffs motion for summary judgment on or before November 8, 2019. It is further ORDERED that Plaintiff shall file its reply in support of its motion for summary judgment on or before December 5, 2019. Signed by Judge Randolph D. Moss on 10/18/19. (lcrdm1) (Entered: 10/18/2019) |
| 10/18/2019 | | Set/Reset Deadlines: Defendant shall file its reply in support of its motion for summary judgment and its response to Plaintiffs motion for summary judgment on or before 11/8/2019. Plaintiff shall file its reply in support of its motion for summary judgment on or before 12/5/2019. (dot) (Entered: 10/18/2019) |
| 11/07/2019 | <u>187</u> | Consent MOTION for Extension of Time to File Response/Reply as to <u>174</u> Second MOTION for Summary Judgment , <u>185</u> Cross MOTION for Partial Summary Judgment by TRANSPORTATION SECURITY ADMINISTRATION (Attachments: # <u>1</u> Text of Proposed Order)(Walker, Johnny) (Entered: 11/07/2019) |
| 11/07/2019 | | MINUTE ORDER: Upon consideration of Defendant's consent motion for an extension of time, Dkt. <u>187</u> , it is hereby ORDERED that the motion is GRANTED. It is further ORDERED that Defendant shall file its response to Plaintiff's motion for summary judgment and its reply in support of its motion for summary judgment on or before December 13, 2019, and Plaintiff shall file its reply in support of its motion for summary judgment on or before January 17, 2020. Signed by Judge Randolph D. Moss on 11/7/19. (lcrdm1) (Entered: 11/07/2019) |